



DOCUMENTS DEPT.

SAN FRANCISCO
PUBLIC LIBRARY

REFERENCE
BOOK

Not to be taken from the Library

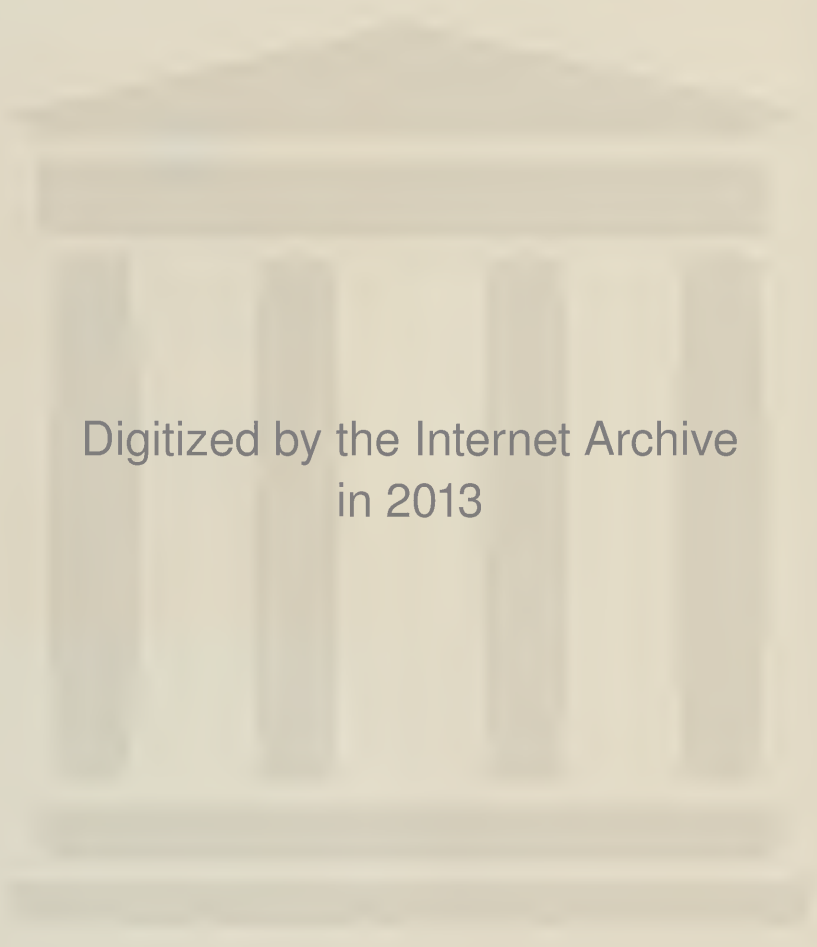
JUL 18 1997

DOCUMENTS DEPARTMENT

SAN FRANCISCO PUBLIC LIBRARY



3 1223 03476 3798



Digitized by the Internet Archive
in 2013

<http://archive.org/details/aminutes1994sanf>

MINUTES

DOCUMENTS DEPT.

JAN 21 1994

SAN FRANCISCO
PUBLIC LIBRARY

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.
January 11, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

Victor G. Makras

James D. Jefferson

Morton Miller

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order 2:00 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner Victor G. Makras,
Commissioner Morton Miller

On motion of Commissioner Makras, seconded by Commissioner Hardeman, the Minutes of the Regular Meeting of December 14, 1993 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of Commissioner Makras, seconded by Commissioner Miller, the following resolution was adopted in Executive Session:

94-0001 MR Approving settlement of litigation entitled William Solomon vs. City and County of San Francisco, Does 1 through 100, San Francisco Superior Court Case No. 948-567.

VOTE: AYES - Yu, Hardeman, Makras, Jefferson, Miller

At 2:55 p.m. Commissioner Makras was excused.

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

94-0002 MR Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of claims against the Municipal Railway totaling \$85,000.00.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

- 94-0003 MR Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of claims against the Municipal Railway totaling \$72,000.00.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

- 94-0004 MR Awarding San Francisco Water Department Contract No. WD-2163, Sunol Water Temple Rehabilitation, to GT Construction Co., as the lowest responsive bidder.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

- 94-0005 MR Authorizing bid call for Water Department Contract No. WD-2141, 8-Inch Ductile Iron Main Installation in Townsend between 2nd Street and 7th Street.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

- 94-0006 MR Authorizing the Manager of the Utilities Engineering Bureau to accept the Stanford Heights Reservoir Seismic Study and the Saturated Embankment Stability Study performed by Woodward-Clyde Consultants, Inc., to extend the contract completion date to October 31, 1993, to adjust the final contract amount to \$61,959.75 and to close out the agreement with the release of all payment retention.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

- 94-0007 MR Authorizing the Manager of the Utilities Engineering Bureau to execute Contract Modification No. 1 to Hetch Hetchy Contract Number HH-832, San Joaquin Pipeline No. 2, Replace Mortar Lining, Segment III, with Spiniello Construction Co., extending the contract completion date from May 20, 1993 to May 30, 1994.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Miller, seconded by President Yu, the following resolution was adopted:

- 94-0008 MR Authorizing the General Manager of Public Utilities to modify the contract with Brown, Vence and Associates, for design review services for the Energy Efficiency Design Review Program, increasing the contract amount by \$95,000, for a total amount not to exceed \$160,000, and extending the contract term to December 31, 1995.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

- 94-0009 MR Ratifying and approving the Non-Civil Service and Temporary appointments and removals made by the General Manager of Public Utilities, for the month of November 1993.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

- 94-0010 MR Authorizing the General Manager of Public Utilities to execute Contract Modification No. 2 to the agreement with Clayton Environmental Consultants, for environmental consulting services, amending the existing rate schedule, the approved subcontractor's list and the approved contractor's key personnel list.

VOTE: AYES - Yu, Hardeman, Jefferson

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0011 HH Authorizing the General Manager of Public Utilities to solicit proposals from qualified consulting firms to provide consulting services in the development of a long term resource plan, for a contract of up to five years.

VOTE: AYES - Yu, Hardeman, Jefferson

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

ANNOUNCEMENTS

On motion of Commissioner Hardeman, seconded by Commissioner Makras, the Commission voted unanimously to disclose its actions taken in executive session since the last regular meeting. President Yu reported the following actions of the Commission:

On December 14, 1993 the Commission met in Executive Session from 1:00 p.m. - 2:10 p.m. and from 4:55 p.m. to 5:55 p.m. and approved settlement of litigation in the following cases: Carol Smith v. City and County of San Francisco; LeFevre, Northern District Bankruptcy; City and County of San Francisco v. City of San Jose, W.H. Ebert, et. al.; and Earl Wilson v. City and County of San Francisco.

On December 20, 1993 the Commission met in Executive Session from 4:35 p.m.-4:45 p.m. and unanimously approved the appointment of Anson B. Moran as General Manager of Public Utilities.

On December 28, 1993 the Commission met in Executive Session from 9:10 a.m. - 9:55 a.m. and authorized the City Attorney to file a settlement offer in accordance with government code section 998 in the case of Homer J. Olsen v. City and County of San Francisco.

On January 11, 1994, the Commission met in Executive Session from 1:10 p.m. - 1:45 p.m. and approved settlement in the case of William Solomon v. Juan Maza and City and County of San Francisco.

COMMUNICATIONS

Commissioner Hardeman commented regarding Supervisor Kevin Shelley's proposal as reported in the newspaper to offer one week of free rides on the Municipal Railway. Commissioner Hardeman pointed out that the cost would be \$750,000. He said that he was opposed to spending funds from Muni's budget to offer free rides.

REPORT OF THE GENERAL MANAGER

Mr. Anson B. Moran reported that Andrea Gourdine, Manager, Bureau of Personnel and Training, Public Utilities Commission, has submitted her resignation in order to accept another position.

PUBLIC COMMENTS

Community Presentation regarding the Bayshore Corridor Study

President Yu moved, Commissioner Jefferson seconded, to suspend the Rules of Order to allow a 15-minute presentation by Urban Habitat and other community groups.

Mr. Samuel Murray, representing the New Bayview Committee, spoke in support of the Community's alternative light rail project for Third Street.

Mr. Henry Holmes, Associate Director of Urban Habitat Program, described the community's alternative which is a hybrid of alternatives 10 and 4 with low floor vehicles. He said that the community's transportation plan and technical report would be available in the next few weeks. He said that transportation was linked to revitalizing the community and the creating of jobs. He requested that the Commission formally include the hybrid alternative as one of the alternatives to be considered for further study. He asked that staff evaluate it and seek federal funds for an alternative analysis study.

Presentation

Commissioner Makras commented on his two years as a member of the Public Utilities Commission. His term on the Commission will expire January 15, 1994. He thanked former Mayor Art Agnos for appointing him. He thanked various commissioners who served with him, other City officials and various staff members for working with him to implement certain programs, particularly the Clean, Safe and On-Time Program. A copy of his statement is on file with these minutes in the office of the Secretary of the Public Utilities Commission.

Supervisor Kevin Shelley presented Commissioner Makras with a Certificate of Honor from the San Francisco Board of Supervisors.

Former Mayor Art Agnos presented Commissioner Makras with a key to the City of San Francisco for his service to the City as a member of the Board of Permit Appeals and as a member of the Public Utilities Commission.

Commissioners Jefferson, Yu, Hardeman, Miller and General Manager Moran each cited some of Commissioner Makras' significant contributions while serving on the Public Utilities Commission.

The following members of the public spoke in appreciation of Commissioner Makras' tenure on the Commission: Shelly Salieri; Jano Oscherwitz, representing Local 790; Bobbie Brown, representing the Transport Workers Union, Local 250A; Lawrence Martin, Vice President, International Transport Workers Union; and Bob Planthold, on behalf of Senior Action Network.

At 2:55 P.M. the meeting was recessed. Commissioner Makras was excused. At 3:03 P.M. the meeting was reconvened.

PUBLIC COMMENTS (CONTINUED)

Bob Planthold inquired about the timeframe for purchasing SamTrans buses, and the delay of the Parking and Traffic Commission to approve lengthening of bus zones.

Mr. Moran replied that staff is working on both issues.

David Pilpel asked if Phase II of the 19th Avenue project would be completed this calendar year. He asked if the Mayor's Fiscal Advisory Committee audit were available for review.

Mr. Moran replied that he did not have the audit report and he believed that the final report had not been published.

PUBLIC HEARING

Item (10): To consider the 1994-95 Budget for the Public Utilities Commission.

Mr. Moran announced that the Mayor had extended the time for submission of the budget from February 1, to March 1, 1994. He said that at today's meeting staff would present the baseline budget, i.e., what it will cost to do what the department is doing now, next year, and adjustments to the baseline budget associated with the implementation of Proposition M. The January 25, 1994 meeting will cover budget change proposals for the Municipal Railway. The February 8, 1994 meeting will cover budget change proposals for the Water Department and Hetch Hetchy, including capital projects, rate impact and the equity transfer to the general fund. The February 22, 1994 meeting will be the time for final adoption of the budget.

1994-95 Baseline Budget Proposals

Frederic A. Howell, Acting Assistant General Manager, Finance, Public Utilities Commission, discussed the budget proposal in detail.

President Yu requested a workshop covering what the budget means in terms of the new Department of Transportation. She requested staff presentations on finance, safety, service and supervision.

Commissioner Jefferson asked that the workshop include problems faced by key operating units of the Municipal Railway.

Proposition M Implementation and Associated Budget Clauses

Mr. Moran used an overhead projector to present proposed organization charts for the Transportation Commission and the Public Utilities Commission after implementation of Proposition M. He proposed 21 new positions, seven of which would be a function of adding a new commission - five positions are the new commission and two are the Commission Secretary and clerical support. The Contract Compliance function would need to be duplicated - adding three positions to water and power side; two positions will be added to Finance; and one position will be added to the Municipal Railway capital projects group. In Personnel, four positions were added to fix prior cuts, two positions to duplicate the examinations functions and two positions to duplicate the affirmative action unit. Mr. Moran described the rationale for each organizational unit.

President Yu requested a time outline regarding the budget, Civil Service action, when the new commission would be established and when a supplemental appropriation would be requested.

The following individuals commented and made inquiries on the budget: Bob Planthold, David Pilpel, Norman Rolfe, Jano Oscherwitz, Bobbie Brown, Virginia Conway and Larry Martin.

Commissioner Miller was excused from 4:55 p.m. to 5:00 p.m.

Item No. 11: Regarding amendment to the Professional Services Agreement with EIP Associates, for as needed environmental consulting services.

President Yu moved, Commissioner Hardeman seconded to excuse Commissioner Jefferson from voting on this matter. The motion passed unanimously.

Commissioner Miller questioned the need to increase the contract by 71%.

President Yu stated that the Mayor had committed to no service cuts for the Municipal Railway. She said that she was uncomfortable spending more money for an environmental impact report for service reductions that might not happen. President Yu continued this matter indefinitely.

David Pilpel spoke in favor of approving this contract amendment.

THEREUPON, THE MEETING WAS ADJOURNED: 5:10 P.M.

Romaine A. Boldridge
Secretary

P12
#3
1/25/94

MINUTES

PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

**Frank M. Jordan
MAYOR**

REGULAR MEETING

**Room 282, City Hall
2:00 P.M.
January 25, 1994**

DOCUMENTS DEPT.
FEB 4 1994
SAN FRANCISCO
PUBLIC LIBRARY

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

**Anson B. Moran
GENERAL MANAGER**

**Romaine A. Boldridge
SECRETARY**

Call to Order: 2:22 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner Morton Miller

President Yu announced that effective January 15, 1994, Commissioner Victor Makras resigned as member of the Public Utilities Commission.

On motion of President Yu, seconded by Commissioner Hardeman, the Minutes of the Regular Meeting of January 11, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of President Yu, seconded by Commissioner Hardeman the following resolution was adopted in Executive Session:

94-0012 Approving settlement of litigation in the case of Zurich-American Ins. Co. v. CCSF, Superior Court No. 952-249.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted in Executive Session:

94-0013 Approving settlement of litigation in the case of Homer J. Olsen v. CCSF, Superior Court No. 937-906.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson the following resolution was adopted:

94-0014 UEB Awarding San Francisco Water Department Contract No. WD-2124, 8-Inch Ductile Iron Main in Geary Boulevard between 5th and 16th Avenues, in the amount of \$327,310.00, to Shaw Pipeline, Inc., as the lowest responsive bidder.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson the following resolution was adopted:

94-0015 WD Requesting the Controller to transfer \$214,000 in 1991 Water Revenue Bond funds from the San Andreas Pipeline No. 3 project to the Calaveras Pipeline Project.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson the following resolution was adopted:

94-0016 UEB Approving transfer of design funds in the amount of \$104,000 from Water Department Project Work Phase 844-01 (Sunset Supply Line at South San Francisco - Replace Flanges) to Water Department Project Work Phase 604-01 (Design and Install Cathodic Protection).

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of President Yu, seconded by Commissioner Jefferson the following resolution was adopted:

94-0017 MR Authorizing the Public Utilities General Manager to request approval from the Civil Service Commission for services required to repair and restore out of service diesel coaches.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of President Yu, seconded by Commissioner Jefferson the following resolution was adopted:

94-0018 MR Requesting the Board of Supervisors to amend the Administrative Code by adding Section 1.44 thereto authorizing the Public Utilities Commission, or its successor Commission, when established, to execute hold harmless agreements with the vendors of used transit vehicles.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Miller, seconded by Commissioner Jefferson the following resolution was adopted:

94-0019 WD Authorizing amendment to the Gravel Quarry Lease agreement between the City and County of San Francisco, as Lessor, and Santa Clara Sand and Gravel, as Lessee, increasing the leased area of Water Department watershed lands in Alameda County from 272.32 acres to 317.32 acres.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

94-0020 UEB Requesting the Board of Supervisors approval to extend the time for award of San Francisco Water Department Contract No. WD-2147R, San Francisco Water Department Fire Protection System; and awarding the contract in the amount of \$287,173.00 to Lem Construction, Inc., as the lowest responsive bidder.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

94-0021 UEB Rejecting all bids received on Municipal Railway Contract MR-1101R; approving the revised plans and specifications for Contract MR-1101R2; and authorizing re-bid of the work as Municipal Railway Contract No. MR-1101R2, MUNI Metro System, Market Street Track Replacement, Phase 4-Eleventh Street to Duboce Avenue - General Construction.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of President Yu, seconded by Commissioner Miller, the following resolution was adopted:

94-0022 UEB Requesting the Board of Supervisors to authorize the Public Utilities Commission to enter into hold harmless agreements with members of the advisory Disputes Review Board to assist in the resolution of MUNI Metro Turnback construction contract disputes.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0023 MR Accepting the final report by Wilbur Smith Associates on the Bayshore Corridor Study.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

ANNOUNCEMENT

President Yu announced that the Public Utilities Commission met in executive session immediately prior to this meeting from 1:10 p.m. to 2:20 p.m.

On motion of President Yu, seconded by Commissioner Hardeman, the Commission voted unanimously to reserve the confidentiality of the discussion regarding Homer J. Olsen v. CCSF, Superior Court No. 937-906.

On motion of President Yu, seconded by Commissioner Jefferson, the Commission voted unanimously to disclose the action taken regarding Zurich-American Ins. Co. v. CCSF, Superior Court No. 952-249. The action was that the Commission voted unanimously to approve the settlement.

GENERAL MANAGER'S REPORT

John P. Mullane, General Manager, Water Department, discussed the Department's emergency preparedness plan and what had been accomplished in this regard. He reported that department staff have completed a vulnerability assessment study to determine what sizes pipes are in the infirm areas and have purchased appropriate pipe sizes for storing in different sites. They have developed a main pipe replacement program and completed a reservoir roof seismic study. The Water Department is in the third year of a 3-year purchase of standby diesel generators for all pump stations in the City.

Mr. Mullane reported that outside San Francisco, the Water Department managed various activities dealing with systems redundancy, retrofit or upgrades and emergency supplies. He said that monies were budgeted in the 1994-95 budget to complete a joint project with the Santa Clara Valley Water District that would allow the City of San Francisco to take 40 million gallons of water a day from Santa Clara and vice versa in case of a major outage in either system. They have completed a study to determine the feasibility and the cost of building a second Irvington Tunnel. The cost was estimated at \$150 million. Staff would be looking for other alternatives that would cost less. Staff completed a study of major pipelines in the Hayward fault area and the potential impact of an earthquake to those pipelines. Mr. Mullane stated that the cost of upgrades or replacements for seismic relief would cost \$800 million.

Commissioner Hardeman expressed support of efforts to earthquake-proof the City's water system.

SPECIAL ORDER OF BUSINESS - 2:00 P.M.

Item (9): Election of President for the year 1994.

Item (10): Election of Vice President for the year 1994.

Commissioner Jefferson moved to suspend the rules to postpone the election of officers for the year 1994. President Yu seconded. The motion passed unanimously.

President Yu moved to continue the election of the President and Vice President until new Commissioners are appointed after implementation of Proposition M and the separation of the Public Utilities Commission into two Commissions. The motion passed unanimously.

SPECIAL ORDER OF BUSINESS - 2:30 P.M.

Resolution No. 94-0023: Accepting the Bayshore Corridor Transit Study report.

President Yu announced that the Municipal Railway's 15-Third Street line will not be discontinued until an Environmental Impact Report is done and public hearings and meetings with the community of Visitacion Valley are conducted.

Sue Olive, Project Manager, Municipal Railway Bayshore Corridor Project, presented maps of the four light rail alternatives recommended by the project consultant, Wilbur Smith Associates, and the hybrid alternative recommended by the Urban Habitat Program, representing the Bayview Hunters Point community. The four light rail alternatives recommended by Wilbur Smith Associates were Alternative 4 - Third Street Muni Metro, Alternative 9 - Third Street Muni Metro Express, Alternative 10 - Third Street China Basin Muni Metro, Alternative 5 - Third Street Low Floor light rail. According to Ms. Olive, the cost for each alternative ranges from \$153 million to \$190 million. Ms. Olive stated that the five alternatives would be recommended for inclusion in the Metropolitan Transportation Investment Analysis process, formerly known as Alternatives Analysis.

Ms. Olive discussed in detail the service areas and routes for each alternative. Alternatives 4, 9 and 10 would use high floor light rail vehicles that are currently used by the Municipal Railway and would require high level boarding platforms in the middle of the streets. Alternative 5 would use low floor light rail vehicles. The Bayview Hunters Point hybrid alternative would use low floor light rail vehicles as well. Ms. Olive stated that staff would be looking into the feasibility of the alternative recommended by the community.

Ms. Olive stated that staff recommended an Early Start Project to be developed prior to implementation of the light rail project and to begin economic development initiatives at the start of the project.

Peter Straus, Director of Strategic Planning, Municipal Railway, discussed several issues related to the light rail project, one of which is the development of a railyard. Mr. Straus stated that staff intend to investigate possible railyard sites as part of the analysis. Another issue is the use of low floor vehicles and how they would fit into the existing subway system if the low floor light rail alternative is selected. Other issues he discussed were the Early Start Project, changes in the federal funding process and bus service. Mr. Straus indicated that there would be no short term changes in bus service. He said that staff recognized that a bus link between Visitacion Valley, Chinatown and Fisherman's Wharf is essential to the project.

Shelley Elvira Salieri commented in support of staff's proposal and urged the Commission to proceed with the Metropolitan Transportation Investment Analysis.

Norman Rolfe urged the Commission to proceed with staff's recommendation. He suggested that staff should coordinate with the office of the Waterfront Transportation Project concerning Alternative 5.

Marlene Tran, representing Visitacion Valley Asian Residents Association, expressed appreciation for getting the community involved in the project.

Michael Harris, Lawyers Committee for Civil Rights, commented in support of staff's recommendation and the alternative recommended by the community.

James Haas, past chair of the Citizens Advisory Committee on Transportation, commented in support of staff's recommendation to obtain federal funds and urged the Commission to proceed with the project as soon as possible.

Henry Holmes of the Urban Habitat Program, commented that he would support setting up an entity that would integrate planning aspects of the project. He said that he supported concerns from Visitacion Valley residents for direct service from Visitacion Valley to Chinatown.

Robert Pender, Chairman of Tenants Network, urged the Commission to expedite completion of the Bayshore Corridor Project.

Stephen L. Taber, member of the Board of Directors and Transportation Committee of the San Francisco Planning & Urban Research Association (SPUR), commented in support of the project.

Jackie Sachs expressed support for Alternative 5 because it showed a possibility of linking the Bayshore Corridor to the Geary Street Corridor.

Samuel A. Murray, President, New Bayview Committee, commented in favor of the Bayshore light rail project. He stated that in deciding between using low and high level platforms, staff should address the breakdown ratio of the existing rail system.

Espanola Jackson commented in support of Alternative 5.

Joel Tate, a Visitation Valley resident, urged the Commission to extend the Bayshore light rail project to Geneva Avenue.

Larry Martin, Vice President, International Transport Workers Union, commented in support of the Bayshore light rail system and utilization of low-floor cars. He expressed support for a parallel economic development plan for the Bayview-Hunters Point area.

Commissioner Jefferson raised some concerns about the timing aspect of the project and whether some phases could be condensed to get to the construction phase quicker.

President Yu moved to accept the final report by Wilbur Smith Associates on the Bayshore Corridor Transit Study. Commissioner Jefferson seconded. The motion passed unanimously. This item will be calendared at the next regular Commission meeting.

At 4:30 p.m., the meeting was recessed. At 4:40 p.m., the meeting reconvened.

PUBLIC COMMENTS

Bob Planthold suggested that the Commission consider conducting a presentation to Commissioners and officials of other City departments regarding the "transit first" policy of the City.

Resolution No. 94-0018: Amending the Administrative Code by adding Section 1.44 authorizing the Public Utilities Commission to execute hold harmless agreement with vendors of used transit vehicles.

Bob Planthold commented in support of the amendment.

President Yu moved and Commissioner Jefferson seconded to adopt the resolution. The motion passed unanimously.

Public Hearing

Item No. (19): To consider the 1994-95 budget for the Public Utilities Commission - Municipal Railway Budget Change Proposals.

Johnny B. Stein, General Manager of the Municipal Railway, stated that the proposed Municipal Railway 1994-95 budget focused on three major programs: security and safety, service availability, and graffiti control. Mr. Stein stated that staff is looking at increasing the security services provided by the San Francisco Police Department and instituting a bus watch program through coordination with the School District to reduce transit violence. He indicated that the service availability program addressed the need for both equipment and transportation components to deliver scheduled services. He stated that 17 Transit Supervisors and 30 Operators were being proposed to provide all scheduled services. Staff also requested in the budget the restoration of the Clean Fleet Program and rehiring of 22 car cleaners.

President Yu inquired about the level of service that could be achieved if materials and personnel were available. She indicated the need to describe the type of service needed and the cost involved in bringing service to the desired level. She directed staff to provide to the Commission an analysis of the level of service needed and the level of service we can provide given the amount of available funds.

Commissioner Jefferson expressed the need to summarize and explain the level of service currently provided and what needs to be done to provide 100% of scheduled service.

President Yu indicated the need to examine the Burns Security contract and to develop a more comprehensive security program for Municipal Railway facilities and its ridership. She stated that she preferred service and security programs as priorities in which to focus additional resources.

Alice Fialkin, Business Agent, Transport Workers Union, Local 200 stated that they would like to meet and confer with the Public Utilities General Manager regarding Proposition M reassignments. She commented in support of the proposal to increase the number of Transit Managers and the restoration of the Clean On Time Program.

James Bryant, Local 790, spoke in favor of the Muni's budget proposals.

Joe Barnes, President, Transport Workers Union, Local 250-A, commented that he was opposed to the budget proposal and that he would like to meet and confer with the General Manager.

THEREUPON, THE MEETING WAS ADJOURNED: 5:55 P.M.

Romaine A. Boldridge
Secretary

5-
P82
#3
2/8/94

MAIN PUBLIC LIBRARY
Government Documents
Civic Center - 1st Floor

MINUTES

PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

DOCUMENTS DEPT.
MAR 4 1994
SAN FRANCISCO
PUBLIC LIBRARY

REGULAR MEETING

Room 282, City Hall
2:00 P.M.
February 8, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:00 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner Morton Miller,
Commissioner E. Dennis Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the Minutes of the Regular Meeting of January 25, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of Commissioner Hardeman, seconded by President Yu, the following resolution was adopted in Executive Session:

94-0024 MR Approving settlement of litigation in the case of David Goldman v. CCSF, Superior Court No. 946-270.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0025 BF Approving collection of charges in the amount of \$5,326.34 from miscellaneous debtors for damages against the San Francisco Municipal Railway for the month of November, 1993.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0026 BF Approving collection of charges in the amount of \$3,936.38 from miscellaneous debtors for damages against the San Francisco Municipal Railway and the Bureau of Light, Heat & Power for the month of December, 1993.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0027 WD Approving the transfer of \$90,000 from "Facility Environmental Compliance Program" to "Right of Way Project" for the removal of hazardous material found at a Water Department facility in Sunol.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0028 UEB Accepting the work performed under San Francisco Water Department Contract No. WD-2017R, 6- and 8-Inch Ductile Iron Main Installation in Hamilton, Dwight, Bowdoin, Brussels and Ordway Streets, as completed; approving credit Contract Modification No. 1 in the amount of \$378.30; authorizing final payment in the amount of \$21,687.64 to the contractor, Uniacke Construction, Inc. and Vickers Concrete Sawing, A.J.V.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0029 UEB Approving Contract Modification No. 1 to Water Department Contract No. WD-2137, Hoisting Equipment at Various Pump Stations, to do additional work at the Summit Pump Station and extending the contract completion time to February 10, 1994.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by President Yu, the following resolution was adopted:

94-0030 UEB Authorizing the low bidder, Uniacke Construction Company, to withdraw its bid for San Francisco Water Department Contract No. WD-2116, 16-Inch Ductile Iron Main Installation in Valencia Street between 14th and 17th Streets, and awarding the contract to the second low bidder, P & J Utility Company, in the amount of \$233,670.00.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0031 UEB Authorizing bid call for San Francisco Municipal Railway Contract No. MR-1108, 14-Mission Line Overhead Construction Phase B - 4th to Norton.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0032 HH Authorizing the transfer of \$13,689 from "Other Contractual Services" into "Temporary Services" account of the Bureau of Energy Conservation FY 1993-94 operating budget.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0033 BPT Ratifying and approving the non-Civil Service and temporary appointments and removals made by the Public Utilities General Manager for the month of December 1993.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Miller, the following resolution was adopted:

94-0034 MR Authorizing the Municipal Railway to declare surplus, with the intent to turn over to the City Purchaser for disposal, up to 37 PCC streetcars, 4 California-type cable cars and six obsolete motor coaches.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0035 MR Recommending that the Purchaser approve the assignment of receivables from Contract Proposal No. 175, Agreement for the Procurement of Articulated Trolley Coaches, between the City and New Flyer Industries Limited to the Bank of Hapaolim, upon execution of Modification No.2, and execute Modification No. 2 and any documents necessary to carry out the assignment.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

Note: Commissioner Jefferson was excused at 2:37 p.m.

On motion of Commissioner Hardeman, seconded by Commissioner Miller, the following resolution was adopted:

94-0036 WD Authorizing the General Manager of the Water Department to negotiate and execute a professional services agreement with East/West Management Services to perform a Records Management Study for an amount not to exceed \$200,000.

VOTE: AYES - Yu, Hardeman, Miller, Normandy
 ABSENT - Jefferson

On motion of Commissioner Hardeman, seconded by President Yu, the following resolution was adopted:

94-0037 UEB Approving Amendment No. 1 to the Professional Services Contract with Sverdrup Corporation, CS-431B, Specialized Engineering Services for City Funded Project, increasing the contract amount by \$100,000, for a total not to exceed \$300,000 and extending the duration of the contract from 24 months to 30 months.

VOTE: AYES - Yu, Hardeman, Miller, Normandy
 ABSENT - Jefferson

Note: Commissioner Jefferson returned at 2:42 p.m.

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

President Yu welcomed Commissioner E. Dennis Normandy, newly appointed Commissioner to the Public Utilities Commission.

The Public Utilities Commission met in executive session prior to today's regular meeting from 1:10 p.m. to 1:55 p.m.. The Commission did not take any action on the labor relation matter. The Commission approved settlement in the case of David Goldman v. CCSF, Superior Court No. 946-270.

COMMUNICATION

President Yu directed staff to conduct a comprehensive trip origin and destination and service delivery study of the Municipal Railway, as directed by a resolution from the Board of Supervisors, and to advise the Board of Supervisors that the Public Utilities Commission would pursue the study.

INTRODUCTION OF OLD BUSINESS BY COMMISSIONERS

Commissioner Jefferson asked about the status of acquiring services for the repair of diesel coaches at the Municipal Railway. Phillip H. Adams, Deputy General Manager and Chief Maintenance Officer, explained that the City Purchaser's Office had not changed its decision that repair services required for this project are considered personal services contracts and therefore should be approved by the Civil Service Commission. President Yu commented that the Purchaser's interpretation of the Charter seemed inequitable and was not imposed uniformly for other City shops. Commissioner Jefferson suggested exploring the possibility of retaining an independent counsel to interpret this issue.

INTRODUCTION OF NEW BUSINESS BY COMMISSIONERS

President Yu reported that she received a letter from Brigid Hynes-Cherin of the Transportation Authority advising the Commission to request funds from the Transportation Authority to begin the Bayshore Corridor Project. The letter also advised that it was not necessary to formally request funds from them to begin the Environmental Impact Report process. Commissioner Jefferson stated that staff had yet to report to the Commission with information regarding the next phase of the project and funding requirements.

PUBLIC COMMENT

Bob Planthold commented that various offices of the Municipal Railway and the Public Utilities Commission do not meet earthquake safety requirements.

Resolution No. 94-0034: Authorizing the Municipal Railway to declare surplus, up to 37 PCC streetcars, 4 California-type cable cars and six obsolete motor coaches.

Shelley Elvira Salieri spoke in favor of staff's proposal.

Commissioner Hardeman moved to adopt the resolution, seconded by Commissioner Miller. The motion passed unananimously.

Resolution No. 94-0035: Assignment of Receivables from Contract Proposal No. 175, Agreement for the Procurement of Articulated Trolley Coaches, between the City and New Flyer Industries Limited to the Bank of Hapaolim.

Robin Reitzes, Deputy City Attorney, explained the provisions of the assignment of receivables and modification of the contract with New Flyer Industries.

Dennis Mierke, representative of New Flyer Industries, was present to answer questions from the Commission.

President Yu moved to adopt the resolution, seconded by Commissioner Jefferson. The motion passed unanimously.

Public Hearing on 1994-95 Budget Proposals

Item No. (14) (a): 1994-95 Hetch Hetchy Water and Power Operating Budget and Capital Improvement Program.

Larry Klein, Deputy General Manager, Hetch Hetchy Water and Power, discussed the details of the department's 1994-95 budget. He said that based on this budget, Hetch Hetchy would have to deobligate \$5 million to the general fund.

Anson B. Moran, General Manager, Public Utilities Commission, stated that the budget for Hetch Hetchy would be close to the final budget figures depending upon the amount of precipitation this year. Staff would report to the Commission in May with final recommendations.

Item No. (14) (b): 1994-95 Water Department Operating Budget and Capital Improvement Program.

John P. Mullane, General Manager, San Francisco Water Department, stated that the 1994-95 operating budget for the Water Department is \$98.7 million. He stated that the operating budget consisted of programs for water conservation, filtration avoidance, environmental regulatory compliance, water supply augmentation, improving administrative capabilities for training and travel, and an increase in equipment purchases for the watershed. He stated that the capital improvement program concentrated on areas such as water quality, water supply augmentation, and system reliability.

Mr. Mullane advised that there would be a \$19 million deficit in the department's 1994-95 budget. He said that this was due to the fact that the capital improvement budget is higher for this fiscal year. He stated that to balance the budget, the department would recommend increasing water rates 14% for customers in San Francisco and 26% for suburban wholesale customers. Proceeds from the rate increase would fund projects such as preventive maintenance, development of system reliability, building system redundancy, water quality upgrades, water supply augmentation, replacement of aging systems and emergency preparedness.

Commissioner Hardeman requested staff to obtain information about water rates charged by other cities across the country.

There were no public comments on the budget proposals.

THEREUPON, THE MEETING WAS ADJOURNED: 4:17 P.M.

Romaine A. Boldridge
Secretary

2
3
22/94

DOCUMENTS DEPT.
MAR 4 1994
SAN FRANCISCO
PUBLIC LIBRARY

MINUTES
PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.
February 22, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:15 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner Morton Miller,
Commissioner E. Dennis Normandy

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION

NO.

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0038 HH Authorizing closeout of Hetch Hetchy Contract No. WP-02, Moccasin Camp Storm Drain and Sewer Rehabilitation, with Gelco Services, Inc., which has been satisfactorily completed within the budget amount of \$290,690.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0039 UEB Authorizing bid call for San Francisco Water Department Contract No. WD-2171, Repaving of Street and Sidewalk Openings for Fiscal Year ending June 30, 1995.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0040 UEB Approving Modification No. 1 to Municipal Railway Contract No. MR-1107, Station Agent Booth Improvements, increasing the contract amount by \$9,462.00 and extending the contract completion date by 23 days.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0041 UEB Approving final modification to the agreement with Parsons Brinckerhoff Quade & Douglas, Inc., to provide professional services for the J-Line Connection Project, increasing the contract amount from \$1,751,793.00 to \$1,816,183.71.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

94-0042 GM Expressing appreciation to Andrea Gourdine for her contributions and dedication as Manager of the Bureau of Personnel and Training, Public Utilities Commission.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Normandy, the following resolution was adopted:

94-0043 GM Requesting an amendment to the Joint Powers Agreement governing the Peninsula Corridor Project, replacing appointment of the San Francisco Public Utilities Commission as representative of the City with an appointment of the Airport Commission.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0044 MR Authorizing the General Manager of the Municipal Railway to submit the Bayshore Corridor light rail alternatives and appropriate bus changes for inclusion in a federal major transportation investment study; directing the General Manager of the Municipal Railway to prepare a Request- for- Proposals for this work; and recommending that the Mayor's Office establish a parallel Bayshore economic development process to propose projects and programs that could be implemented in coordination with the Bayshore light rail project.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0045 MR Recommending to the San Francisco City Planning Commission, the Board of Supervisors, and the Mayor, approval of an amendment to Section 603 of the San Francisco Planning Code to allow eight advertising display panels at the new Muni boarding platform on 19th Avenue and Winston Drive.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0046 UEB Awarding San Francisco Water Department Contract No. WD-2148, Alameda Creek Diversion Dam-Sluice Gates, in the amount of \$150,000 to San Luis Construction.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0047 UEB Authorizing the Manager of the Utilities Engineering Bureau to execute Amendment No. 3 to the agreement with Gannett Fleming, Inc., to provide professional engineering services for the design and construction of the new Islais Creek Maintenance Facility Project and rehabilitation of the Woods Fleet Maintenance Facility, increasing the contract amount by \$277,289 and extending the contract completion date to December 31, 1995.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0048 UEB Authorizing bid call for Municipal Railway Contract No. MR1110 - 19th Avenue Improvement Project - Phase II - Construction Contract.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0049 BF Requesting that the Mayor recommend to the Board of Supervisors a supplemental appropriation of \$3 million to cover the projected shortfall in Municipal Railway Judgements and Claims.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

- 94-0050 BF Authorizing the Assistant General Manager of Finance to apply for, accept and expend \$6,133,000 of San Francisco County Transportation Authority Sales Tax funding for the following Municipal Railway Capital Improvement Projects: 19th Avenue Platform and Track; 24th and Utah Shop Replacement at 700 Pennsylvania; and Bayshore Corridor Studies, including Low Floor Operation in the Subway and Relocation of Rail Yard.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

- 94-0051 BF Authorizing a request for assistance from San Francisco Municipal Railway Improvement Corporation (SFMRIC) to continue work on the Financial Capacity Study pertaining to the Municipal Railway Capital Improvement Program.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

- 94-0052 BF Approving the FY 1994-95 budget estimates prepared by the General Manager of the Public Utilities Commission for the Water Department, Hetch Hetchy, Bureau of Light, Heat & Power, and Public Utilities.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Miller, the following resolution was adopted:

- 94-0053 BF Requesting the Mayor to recommend to the Board of Supervisors a supplemental appropriation of \$232,666 for the Transportation Commission and Public Utilities Commission to fund 19 new positions for the implementation of Proposition M.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

EXECUTIVE SESSION

The Public Utilities Commission met in executive session immediately before today's regular meeting from 1:10 p.m. to 2:10 p.m. The Commission did not take action on Cordellos v. CCSF, Superior Court No. 952-520; Ziomek vs. City and County of San Francisco, Eastern District of California, Case No. C-92-5168; Bay-Delta Hearings; and Federal Energy Regulatory Commission (FERC) Project No. 2299.

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson the Commission voted unanimously (4-0) not to disclose the discussion at the executive session. Commissioner Miller was absent during the vote.

Commissioner Miller arrived at 2:17 p.m.

REPORT OF THE GENERAL MANAGER

Budget

Anson B. Moran, General Manager, Public Utilities Commission, reported that the Mayor and the Board of Supervisors would cooperate to develop a zero based budget for the Municipal Railway that would be completed sometime in April.

The Presidio

With regard to supplying power to The Presidio, Mr. Moran said that Hetch Hetchy had no firm energy that it can supply to them. He stated that discussions were going to be made with representatives of National Park Service on how Hetch Hetchy could assist in finding a power source or maintaining power distribution facilities for the Presidio.

Resolution No. 94-0044: Authorizing the General Manager of the Municipal Railway to submit the Bayshore Corridor light rail alternatives. (Continued from January 25, 1994 meeting)

Henry Holmes, Associate Director of the Urban Habitat Program, spoke reiterating their recommendation to include the community's hybrid light rail alternative in the federal transportation investment study.

Commissioner Jefferson moved and Commissioner Hardeman seconded to adopt the resolution. The motion passed unanimously.

Resolution No. 94-0045: Recommending to the San Francisco City Planning Commission, the Board of Supervisors, and the Mayor, approval of an amendment to Section 603 of the San Francisco Planning Code.

Robert Pender, representing Park Merced Residents Organization, commented in favor of putting advertising panels at the 19th Avenue platforms.

President Yu moved and Commissioner Hardeman seconded to adopt the resolution. The motion passed unanimously.

Item No. (14): Awarding Hetch Hetchy Water and Power Contract No. HH-833R, Trolley Pole Replacement Project, to King C. Electric, Inc.

Douglas N. Akay, Esq., representing Abbett Electric Corporation, urged the Commission to reject the bid award to King C. Electric, Inc. due to non compliance with contract requirements supporting the State apprenticeship program. He stated that King C. Electric, Inc. does not employ journeymen or apprentices.

President Yu continued this item to the next Commission meeting to allow sufficient time for the City Attorney to review the issues raised in the protest.

Resolution No. 94-0050: Authorizing the Assistant General Manager of Finance to apply for, accept, and expend \$6,133,000 of San Francisco County Transportation Authority Sales Tax funding for Municipal Railway Capital Improvement Projects: 19th Avenue Platform and Track; 24th and Utah Shop Replacement at 700 Pennsylvania; and Bayshore Corridor Studies.

Robert Pender commented in support of obtaining additional funding for the 19th Avenue Project.

Commissioner Jefferson moved and President Yu seconded to adopt the resolution. The motion passed unanimously.

Public Hearing to Adopt the FY 1994-95 Budget

Marguerite Bales, San Francisco Organizing Project, commented in opposition to the staff recommendation and expressed her organization's concerns for the safety of the community in Municipal Railway buses and facilities.

Jano Oscherwitz, Local 790, urged the Commission to consider staff's proposal for security and to use institutional police officers instead of contracting with Burns Security Agency.

James Bryant, Local 790, urged the Commission to address the issues of vandalism and continued robberies in Metro stations and to hire more station agents.

Dan Venable, Chief Steward for car cleaners, spoke in support of the budget and urged the Commission to enforce a more effective security program.

Larry Martin, International Vice President, Transport Workers Union, submitted a letter and commented on several budget issues particularly service availability and security at the Municipal Railway. President Yu directed the General Manager of Public Utilities to evaluate the issues raised by Mr. Martin.

Bob Planthold, Muni Accessibility Advisory Group, commented about the relocation of Muni's Accessible Services Division.

Derek Chu of the Mayor's Budget Office, stated that the general fund allocation for the Municipal Railway for 1994-95 was \$105 million based on 1993-94 expenditures. He said that the Mayor hoped that Muni would absorb many of its cost increases for the 1994-95 fiscal year and find ways to reduce operating costs. The Mayor intends to apply zero based budgeting to the Municipal Railway's budget.

Mr. Moran stated that the Municipal Railway's budget was divided into two parts: the continuing budget; and proposed program changes. Staff submitted three sets of proposed program changes. One is an \$11 million package that would provide 99.5% of scheduled service and an increase in security services. The second package is an \$8 million package that would provide 99.5% of scheduled service but with reduced level of supervision and maintenance support. The \$5 million package would provide 98.5% of scheduled service.

Commissioner Jefferson pointed out that the Commission had viewed safety as one of its highest priorities for the Municipal Railway and should look at allocating sufficient funds for a security program.

Mr. Moran stated that the \$11 million budget proposal reflected the department's estimate of additional funding required to meet scheduled service. It also focused on addressing the issues of safety, maintenance and cleanliness.

President Yu stated that the three budget proposals should be further analyzed to determine their impact on maintenance and security issues.

President Yu continued this item to a special Commission meeting on February 28, 1994 at 4:00 p.m. in Room 282, City Hall. Commissioner Miller suggested that staff request that a representative from the Police Department attend the meeting.

At 4:55 p.m., the meeting was recessed.

At 5:02 p.m., the meeting reconvened.

President Yu moved and Commissioner Jefferson seconded to adopt the Municipal Railway's baseline budget. The motion passed unanimously.

President Yu moved and Commissioner Normandy seconded to adopt the budget for Proposition M changes. The motion passed unanimously.

Resolution No. 94-0052: Approving the FY 1994-95 budget estimates for the Water Department, Hetch Hetchy, Bureau of Light, Heat & Power, and Public Utilities.

Water Department

John Mullane, General Manager, Water Department, presented the department's budget change proposals and capital operating budget.

President Yu moved and Commissioner Hardeman seconded to adopt the Water Department's FY 1994-95 budget. The motion passed unanimously.

Hetch Hetchy Water & Power, Bureau of Light Heat & Power, and PUC Bureaus

Lawrence Klein, Deputy General Manager, Hetch Hetchy, presented a detailed explanation of the department's budget.

Commissioner Hardeman moved and Commissioner Miller seconded to adopt Hetch Hetchy's FY 1994-95 budget.

Virginia Conway asked whether street lights on Van Ness Avenue would be replaced and if so, she said she was opposed to removing them. Mr. Klein responded that there was no plan to replace those street lights.

Commissioner Jefferson moved, seconded by Commissioner Miller, to adopt the Bureau of Light, Heat and Power's FY 1994-95 budget. The motion passed unanimously.

Commissioner Jefferson moved and President Yu seconded to adopt the FY 1994-95 budget for PUC bureaus. The motion passed unanimously.

THEREUPON, THE MEETING WAS ADJOURNED: 5:40 P.M.

Romaine A. Boldridge
Secretary

MINUTES

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

SPECIAL MEETING

Room 282, City Hall
4:00 P.M.
February 28, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 4:00 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner Morton Miller,
Commissioner E. Dennis Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the Minutes of the Regular Meeting of February 8, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0054	MR	Adopting the budget estimates for the Municipal Railway baseline, including the Facilities Maintenance and TIDF operating requests for 1994-95 in the amount of \$282,089,919 as prepared by the General Manager of the Public Utilities Commission.
---------	----	--

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0055	MR	Approving the Municipal Railway New Programs Budget Request for 1994-95; and authorizing the General Manager of Public Utilities or the Director of Transportation, as appropriate, to submit New Program requests as a supplemental budget if requested by the Mayor's Office.
---------	----	---

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

PUBLIC COMMENT

Gail Lang of the San Francisco Organizing Project commented in support of the proposed \$5.5 million budget for security and the 100 police officers that would provide security services for the Municipal Railway.

Public Hearing: Adopting the Municipal Railway's Operating Budget.

Anson B. Moran, General Manager, Public Utilities Commission, noted that staff would focus their presentation on security and maintenance issues that were the primary concerns at the last Commission meeting.

Security

Johnny Stein, General Manager, Municipal Railway, reported that he met with Dr. Yee, Member of the Board of Education, to discuss a plan to alleviate crime at bus stops around schools.

Lt. Edward Fortner, representing the Police Department, discussed the security support currently provided by the Police Department to the Municipal Railway. Lt. Fortner stated that 31 police officers are currently assigned to the Municipal Railway Security Detail; 12 of which are dedicated to the Municipal Railway and 19 have other duties. He pointed out that this number was not sufficient to police those Muni bus lines requiring security everyday.

Lt. Fortner stated that the security program the Police Department has proposed provides for the assignment of 100 police officers solely dedicated to the Municipal Railway. He stated that the Municipal Railway and the Police Department compromised to split the costs, with the Municipal Railway paying for seventy officers and the Police Department paying for 30 police officers. He said that \$5.5 million would pay for 70 officers.

Lt. Fortner, in response to Commissioner Yu's question regarding management of the security unit, stated that a liaison officer would be assigned to provide ongoing communication with the Commander of the unit. He said that Standard Operating Procedures (SOP's) would also be developed.

Philip C. Chin, Deputy General Manager, Administration and Engineering, stated that the Municipal Railway needed \$600,000 for facilities security to cover the annual cost of the level of security that we currently have, of which \$30,000 is for increased revenue protection.

Commissioner Miller noted that the Municipal Railway's baseline budget of \$113 million was already above the \$105 million allocated by the Mayor. He stated that the Mayor was asking the department to be creative in finding funds and exploring areas where savings could be achieved such as opening Memorandums of Understanding (MOU's). Commissioner Jefferson commented that the Commission does not have jurisdiction over MOUs. He stated that if the policy is to provide scheduled service, the only choice to make is whether to fund that service or to reduce service.

Commissioner Jefferson suggested asking the Police Department to pay part of the \$5.5 million security program. He also suggested requesting a supplemental appropriation through City resources. President Yu pointed out that the baseline budget would be sent as a departmental request to the Mayor. The budget for additional programs would not be included in the baseline but would be submitted by the General Manager of Public Utilities as a supplemental appropriation request if funds become available.

Derek Chu of the Mayor's Budget Office explained that the Mayor directed the Public Utilities General Manager to submit a budget for the Municipal Railway within the general fund allocation of \$105 million. The budget that was submitted was above that allocation. He said that the Mayor strongly urged the department to find innovative ways to reduce costs and expenditures and use that savings to continue to provide the current level of service and fund new programs. Commissioner Yu said that she would welcome a zero based budget in hopes that it would help find savings for the Municipal Railway. Commissioner Jefferson commented that Muni cannot continue to maintain current service and implement new programs without available funding sources.

Commissioner Jefferson inquired what kind of improvement was being proposed to the existing security contract with Burns Security. Mr. Chin explained that staff would develop performance standards and management controls such as using a tour reporting system to confirm the presence of guards on the grounds, conducting unannounced field site audits, and withholding payments. He said that they would also increase their staffing and hire a chief of security, one investigator, one senior management assistant and one clerical staff. He indicated that they could not replace the existing security services contract due to the amount of time involved in issuing a Request for Proposals. He stated that the Municipal Railway had to keep the contract with Burns Security for the remaining part of the year.

Commissioner Normandy asked about the possibility of switching to another contractor. Mr. Chin responded that there would be an increase in costs. He stated that he would investigate whether the contract could be terminated prior to October 1995, the contract termination date.

Commissioner Jefferson suggested pursuing the hiring of additional management staff to oversee the security function at the Municipal Railway immediately.

Service Availability and Maintenance

Philip H. Adams, Deputy General Manager of Maintenance, Municipal Railway, discussed the budget proposals for maintenance. Mr. Adams stated that the recommended funding level for maintenance included \$300,000 to cover the anticipated budget shortfall in the current year. He said that the materials and supplies budget included the estimated cost of additional parts and maintenance requirements for the new fleet of vehicles that are coming next year. Over the next two years, the department will receive \$270 million worth of new equipment.

He stated that the total funding requested for maintenance is \$3.598 million (\$2.239 for service availability and \$1.359 million for maintenance programs).

Johnny B. Stein, General Manager, Municipal Railway, responded to President Yu's question, that the current level of service is 95.5% of scheduled service, 2.5% is due to maintenance and 2% is due to lack of operators.

Frederic A. Howell, Assistant General Manager, Bureau of Finance, requested that the Commission add to the new programs budget for the Municipal Railway the cost for Health & Safety's support of the Municipal Railway's Injury and Illness Prevention Program (\$369,340) and the costs incurred by the Bureau of Finance associated with the Cable Car Ticket Program and removal of Autelca ticket machines (\$113,755). These additions would bring the total new programs budget to \$12,371,003.

Larry Martin, International Vice President, Transport Workers Union, expressed his support of changes in Muni's security program. He stated that MOUs would not be reopened. He pointed out that there would be additional costs associated with new drug rehabilitation requirements. Johnny Stein stated that it is not mandatory for the City to pay for drug rehabilitation of employees.

Commissioner Jefferson suggested that the Commission consider setting a policy regarding employees found positive for drugs. Larry Martin said that this would require "meet and confer" with the unions.

Michael Cook, Local 1305, representing auto mechanics, commented that their members gave up premium pay to implement a preventive maintenance program. He said that there were still no staff resources nor materials and supplies to implement the preventive maintenance program.

Alice Fialkin, Transport Workers Union, Local 200, commented that there was a shortage of street supervisors and urged the Commission to reexamine the \$11.8 million proposal and add 15 street supervisors.

James Bryant, Local 790, spoke opposing the budget proposed for the Municipal Railway. He urged the Commission to reinstate the 14 clerical positions that were taken out of the budget.

President Yu moved and Commissioner Jefferson seconded to approve the baseline budget for the Municipal Railway for Fiscal Year 1994-95 in the amount of \$282,089,919. The motion passed unanimously.

President Yu moved and Commissioner Jefferson seconded to adopt the program changes proposed for the Municipal Railway for Fiscal Year 1994-95. The motion passed unanimously.

THEREUPON, THE MEETING WAS ADJOURNED: 6:00 P.M.

Romaine A. Boldridge
Secretary

2
3
194

MINUTES

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.
March 8, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:15 p.m.

Present: Vice President Michael E. Hardeman, Commissioner Morton Miller,
Commissioner E. Dennis Normandy

Excused: President Kay K. Yu and Commissioner James D. Jefferson

Vice President Hardeman presided.

On motion of Commissioner Miller, seconded by Commissioner Normandy, the Minutes of the Regular Meeting of February 22, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0056 BF Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of claims against the San Francisco Water Department totaling \$73,422.53.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0057 BF Approving collection of charges from miscellaneous debtors for damages against the Municipal Railway in the amount of \$31,556.64 for the month of January 1994.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0058 HH Authorizing the Department of Public Works to install 19 high pressure sodium vapor street lights in the Sutro Heights area in accordance with Section 25.1 of the Administrative Code.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0059 HH Authorizing the Department of Public Works to install 16 high pressure sodium vapor street lights on Eighth Avenue between Moraga and Ortega Streets in accordance with Section 25.1 of the Administrative Code.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0060 HH Authorizing the General Manager of the Public Utilities Commission to modify and execute the Third Amendment to the professional services agreement with Manna Consultants, Inc., to provide hydrological consulting services, increasing the contract amount by \$200,000, for a total contract amount not to exceed \$370,000.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0061 HH Authorizing the General Manager of the Public Utilities Commission to modify and execute the Second Amendment to the agreement with Metzger, Hollis, Gordon & Mortimer, for legal services, increasing the contract amount by \$760,000, for a total contract amount of \$1,409,000 and extending the term of the contract to June 30, 1995.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0062 UEB Approving Amendment No. 1 to the professional services agreement with Woodward-Clyde Consultants extending the contract completion time from April 1, 1993 to September 30, 1995 to provide additional services for the Eleanor Dam Repair Study at no additional cost.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0063 UEB Approving the transfer of \$270,000 from Hetch Hetchy Project 774-01, Old Moccasin Powerhouse Rehabilitation, to Project 873-02, Priest Reservoir Diversion Channel, to fund additional construction management and construction contract services for the Priest Reservoir Diversion Channel.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0064 BPT Ratifying and approving the non Civil Service and temporary appointments and removals made by the General Manager of the Public Utilities Commission for the month of January 1994.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner Normandy, the following resolution was adopted:

94-0065 GM Expressing appreciation to Victor G. Makras for his contributions as a Member of the Public Utilities Commission.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0066 GM Authorizing the Public Utilities Commission General Manager to negotiate with the National Park Service for provision of utility services to the Presidio on a cost reimbursement basis.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner Normandy, the following resolution was adopted:

94-0067 GM Authorizing the Public Utilities Commission General Manager to submit comments to the Environmental Protection Agency regarding their proposed rule: "Water Quality Standards for Surface Waters of the Sacramento River, San Joaquin River, and San Francisco Bay and Delta of the State of California" and to participate in a joint letter with the California Urban Water Agencies to the Environmental Protection Agency regarding the proposed rule.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0068 HH Authorizing the General Manager of the Public Utilities Commission to enter into an agreement with the Modesto and Turlock Irrigation Districts for a temporary increase in the City's maximum allowable Water Bank credit in New Don Pedro reservoir of 35,000 acre feet.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner Normandy, the following resolution was adopted:

94-0069 UEB Rejecting the bids received for Water Department Contract No. WD-2159, Forest Hill Concrete Tank Interior Coating, from Mendelian Construction, Inc. and from Pan-Marine Constructors, Inc.; and authorizing readvertisement for Water Department Contract No. WD-2159R, Forest Hill Concrete Tank Interior Coating.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner Normandy, the following resolution was adopted:

94-0070 UEB Authorizing the Manager of the Utilities Engineering Bureau to execute Amendment No. 3 to the Professional Services Agreement with Leedshill-Herkenhoff, Inc. to provide additional consulting services for the Lower Crystal Springs Dam Abutment Protection Project, for a total cost not to exceed \$113,140.00.

VOTE: AYES - Hardeman, Miller, Normandy

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

ANNOUNCEMENT

The Commission met in Executive Session immediately prior to today's meeting from 12:10 p.m. to 2:00 p.m.. No action was taken by the Commission in the following cases: Federal Energy Regulatory Commission (FERC) Project No. 2299, Bay-Delta Hearings - D-1630, and Stanislaus County v. PG&E, Case No. CV-F 93-5866 OWW, U.S. District Court, Eastern District of California.

Commissioner Miller made a motion not to disclose the discussion during the Executive Session. Commissioner Normandy seconded. The motion passed unanimously.

Resolution No. 94-0066: Authorizing the Public Utilities Commission General Manager to negotiate with the National Park Service for provision of utility services to The Presidio.

Anson B. Moran, General Manager, Public Utilities Commission, advised the Commission that staff had not submitted a bid to the National Park Service to supply power to The Presidio. He indicated that the resolution before the Commission at today's meeting authorizes staff to negotiate provision of utility services to The Presidio and to allocate existing engineering resources.

Mr. Moran stated that the National Park Service would issue a Request for Proposal (RFP) for utility services to The Presidio. Staff would return to the Commission to obtain approval to respond to the RFP.

Mr. Moran commented that the staff's objective in this process is to provide service to The Presidio to make it economically viable as a national park and to do so without impacts to the City's general fund. He pointed out that if PUC were to sell power to The Presidio he would like to make sure that the action would not disadvantage the general fund and that the department could recover the opportunity costs normally charged to other customers. He stated that he would not want to realize profits from this arrangement given the importance of The Presidio and the City's long term relationship with the National Park Service.

Commissioner Normandy made a motion to adopt the resolution, seconded by Commissioner Miller. The motion passed unanimously.

Resolution No. 94-0067: Authorizing the Public Utilities General Manager to submit comments to the Environmental Protection Agency regarding their proposed rule: "Water Quality Standards for Surface Waters of the Sacramento River, San Joaquin River, and San Francisco Bay and Delta of the State of California" and to participate in a joint letter with the California Urban Water Agencies.

Dan Steiner, consultant, gave an informational presentation concerning the Environmental Protection Agency's (EPA) proposed rules for the Bay Delta Estuary. He showed the location and vicinity maps of the estuary with an overhead projector.

Mr. Steiner stated that EPA was proposing three elements of criteria for the protection of the Bay-Delta Estuary; they are maintaining estuarine habitats relating to the salinity of the water, fish spawning for striped bass in the San Joaquin River, and maintaining a cold water habitat for fish migration. He stated that the modifications the City would be suggesting are refining frequencies of salinity in the Suisun Bay area, removing salmon and stripe bass spawning index and leaving management of these species to the appropriate agencies in the area.

Mr. Moran commented that he believed that PUC's recommendations would provide the full level of intended environmental protection with the least cost in terms of water. He indicated that the salmon and bass indexes should be left with existing regulatory agencies.

Commissioner Miller moved to adopt the resolution. Commissioner Normandy seconded. The motion passed unanimously.

Item No. (13): Presentation by the Bureau of Energy Conservation on overcoming institutional barriers inhibiting energy conservation in local government facilities.

Doug Johnson, Project Manager, Bureau of Energy Conservation, reported that staff identified policy, awareness and budget as the three major institutional barriers faced by energy offices in trying to improve energy efficiency of local government facilities. Mr. Johnson further explained that there is a lack of incentives to departments to save energy, a lack of policy to complement the work the departments are doing, and low maintenance budgets.

Mr. Johnson reported that staff developed the Energy Management Action Plan (EMAP) which addressed institutional barriers and provided strategies to overcome the barriers. He advised that the Bureau of Energy Conservation is currently working with the Purchasing Department to obtain a term purchase contract with a supplier of energy efficient lighting systems. The Bureau also started distributing its newsletter, "Energy News," as an educational or promotional tool to raise awareness of other departments concerning energy conservation.

Mr. Moran stated that Hetch Hetchy had funded large scale projects through the Bureau of Energy Conservation and had maintained funding for those projects such as boiler upgrades and retrofits throughout the City.

Mr. Moran commented that staff was looking at ways to encourage department managers save energy. He stated that the Commission sets rates which could be used to influence department heads to conserve energy.

Commissioner Hardeman directed John Deakin to prepare a resolution encouraging all department heads to adopt the energy conservation plan with recommended additional incentives for the departments to save energy.

Lawrence B. Klein, Deputy General Manager, Hetch Hetchy, stated that in next year's budget Hetch Hetchy would be proposing the development of a power rate program to encourage participation by all City departments in energy conservation.

John P. Mullane, General Manager, Water Department suggested including the Water Department's Water Conservation staff in discussions regarding energy conservation.

Resolution No. 94-0068: Authorizing the General Manager of the Public Utilities to enter into an agreement with the Modesto and Turlock Irrigation Districts for a temporary increase in the City's maximum allowable Water Bank credit in New Don Pedro reservoir.

Lawrence B. Klein, Deputy General Manager, Hetch Hetchy, reported that the temporary agreement would allow the City to put up to 35,000 acre feet of water into the new Don Pedro reservoir that would remain in the City's account. He stated that this would allow Hetch Hetchy to generate excess energy in March when it has a higher value. He said that the City would make \$280,000 from the agreement.

Commissioner Normandy moved to adopt the resolution. Commissioner Miller seconded. The motion passed unanimously.

Item No. (15): Presentation on Comprehensive Watershed Management Policy and Plans.

John P. Mullane, General Manager, Water Department, reported that they are halfway through this four-year project.

David Blau, Principal at EDAW, gave a slide presentation about the accomplishments, status and future plans for the project.

Mr. Blau advised that there was a considerable interest in watershed planning for a number of reasons such as: significant pressure of allowing more access in City-owned watersheds for other usage; concerns in protecting water quality and public health; more environmental and regulatory requirements regarding plant and animal species; and, the Water Department lands are producing a significant amount of revenue now. He said that they were trying to prepare a framework for making consistent decisions in the future about uses compatible with good watershed management.

Mr. Blau showed maps of the Peninsula and Alameda watersheds and the locations of reservoirs in the watersheds. He stated that the Peninsula watershed is 23,000 acres and the Alameda watershed is 40,000 acres. He showed maps and charts to describe each use of watershed lands and explained how it affects water quality.

Mr. Blau discussed the three levels of alternatives being developed or tested for use as the basis for the program level Environmental Impact Reports (EIRs) that would be prepared for each watershed. Alternative "A" would provide the highest improvement in water quality with emphasis on ecological resource protection and enhancement. Alternative "B" would provide moderate improvement in balancing ecological protection and public access. Alternative "C" would provide light improvement in water quality but enhances increased public access and activities.

Mr. Mullane, in response to Commissioner Miller's inquiry, stated that the quality of water in the City's watershed is very high. He said that with this project the Water Department could maintain that high level of quality and also explore other uses for the watershed.

Item No. (16): Awarding Hetch Hetchy Water and Power Contract No. HH-833R, Trolley Pole Replacement Project in the amount of \$441,317 to King C. Electric.

Staff requested continuance of this item to allow the City Attorney's Office time to review a protest to the award of the contract. Commissioner Normandy moved to continue, seconded by Commissioner Miller. The motion passed unanimously.

THEREUPON, THE MEETING WAS ADJOURNED: 3:40 P.M.

Romaine A. Boldridge
Secretary

MINUTES

// PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

DOCUMENTS DEPT.
APR 19 1994
SAN FRANCISCO
PUBLIC LIBRARY

REGULAR MEETING

Room 282, City Hall
2:00 P.M.
March 22, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:10 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner Morton Miller,
Commissioner E. Dennis Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the Minutes of the Special Meeting of February 28, 1994 were approved.

On motion of Commissioner Hardeman, seconded by Commissioner Miller, the Minutes of the Regular Meeting of March 8, 1994 were approved.

Tapes of the meetings are on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of President Yu, seconded by Commissioner Miller, the following resolution was adopted:

94-0071	UEB	Accepting the work performed under Municipal Railway Contract No. MR-888, No. 30 Stockton Line - Trolley Coach Overhead Reconstruction, as satisfactorily completed; approving final credit modification in the amount of \$223,833.77 for a total contract amount of \$4,289,092.30; and authorizing final payment of \$26,076.05 to the contractor, Abbett-Yick.
---------	-----	--

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Miller, the following resolution was adopted:

94-0072 UEB Accepting the work performed under San Francisco Water Department Contract No. WD-2089R, 12- and 8-Inch Ductile Iron Main Installation in Powell Street between Lombard and Jefferson Streets and Mason Street between Lombard and Chestnut Streets, as satisfactorily completed; approving debit Contract Modification No. 2 in the amount of \$13,509.00; and authorizing final payment in the amount of \$25,019.16 to the contractor, P&J Utility Co.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Miller, the following resolution was adopted:

94-0073 UEB Awarding San Francisco Water Department Contract No. WD-2155R, McLaren Pump Station Standby Generator and Related Work, in the amount of \$561,812 to Cresci Electric, Inc.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Miller, the following resolution was adopted:

94-0074 UEB Approving the transfer of \$409,000 from Millbrae SCADA/WS&TD Building Project and \$36,500 from Millbrae Corrugated Metal Building Demolition Project for a total of \$445,500 to Millbrae Shops Phase 2B projects.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Miller, the following resolution was adopted:

94-0075 UEB Authorizing bid call for Water Department Contract No. WD-2150, 8-Inch Ductile Iron Main Installation in 23rd Street between Mission Street and Potrero Avenue, and 16-Inch Feeder Main Installation in Shotwell Street between 23rd and 21st Streets.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0076 MR Commending John T. Corser for his untiring efforts in promoting the use of public transit in the Bay Area and for his exemplary service to the Municipal Railway and the City and County of San Francisco.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0077 MR Authorizing the transfer of \$385,000 in surplus funds from Payments to BART, Training, and Bureau of Light, Heat & Power accounts to Security and Revenue Division Materials and Supplies accounts.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by Commissioner Miller, the following resolution was adopted:

94-0078 MR Authorizing the General Manager of the Public Utilities Commission to seek approval from the Civil Service Commission for various personal services contracts required for the repair and restoration of 13 diesel coaches.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Miller, the following resolution was adopted:

94-0079 MR Authorizing the General Manager of the Public Utilities Commission to execute an agreement with San Mateo County Transit District to purchase 59 diesel coaches for \$3,800 each.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0080 HH Recommending to the Board of Supervisors a supplemental appropriation in the amount of \$4,000,000.00 to fund power purchase for the remainder of fiscal year 1993-94.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by President Yu, the following resolution was adopted:

94-0081 WD Designating Tuesday, April 12, 1994 at 2:00 p.m. in Room 282, City Hall, San Francisco, California, as the date, time and place to hold a public hearing to consider proposals for rate adjustment for water service and water supplied by the San Francisco Water Department to its retail and wholesale customers and for fee adjustments for various permits and services.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

94-0082 UEB Authorizing execution of Modification No. 7 to the professional services agreement with Booz-Allen and Hamilton, Inc. to provide engineering services for the procurement of additional 17 new light rail vehicles, in the amount not to exceed \$575,000; and extending the contract completion date from April 30, 1996 to September 30, 1996.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by President Yu, the following resolution was adopted:

94-0083 UEB Authorizing the Manager of the Utilities Engineering Bureau to negotiate and execute Contract Modification No. 3 to Municipal Railway Contract No. MR-893, with A & K Railroad Materials Inc., to fabricate and deliver the south crossover tracks, for an amount not to exceed \$350,000.00 to complete the 19th Avenue Improvement Project - Phase II.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

INTRODUCTION OF OLD BUSINESS BY COMMISSIONERS

President Yu reported that she and Commissioner Jefferson attended the American Public Transit Association (APTA) Legislative Conference in Washington, D.C. from March 5 through March 8, 1994. They met with representatives from the nine agencies within the Metropolitan Transportation Commission Region and they agreed to conduct a round robin hosts of meetings where issues that are of mutual concern would be discussed. The first meeting of the group would be held in San Francisco in April 1994 where they will discuss the BART Extension project and other issues.

President Yu stated that they also met with the Senate Appropriations Committee and discussed the possibility of using grant money for operations such as maintenance repairs, parts procurement, and start-up costs.

Commissioner Jefferson reported that he, President Yu and Kathleen Kelley of the PUC Finance staff also met with Supervisor Bill Maher and Brigid Hynes-Cherin of the San Francisco County Transportation Authority, and staff from the Federal Transportation Authority regarding Bayshore Corridor Project funding and received positive responses about the project.

President Yu reported that they also met with congressional staff to request funds to implement Americans with Disabilities Act (ADA) requirements and to allow the use of grant money for this purpose.

GENERAL MANAGER'S REPORT

Anson B. Moran, General Manager, Public Utilities Commission, reported that a ceremony would be held on Wednesday, March 23, 1994 announcing the introduction of ramp taxi service in San Francisco.

Mr. Moran reported that staff received an unsolicited proposal from Brinks to provide money counting services for the Municipal Railway. He stated that staff had concluded that the Brinks proposal would be more expensive than performing the work in house and therefore would not pursue it.

PUBLIC COMMENTS

Bob Planthold commented that some individuals like August Lango of the Mayor's Handicapped Access Appeals Board, who contributed their efforts to launch the ramp taxi project should be recognized at the ceremony. He urged the Commission to look into the cause of the delay in the design for the F-Line Project.

Resolution No. 94-0079: Authorizing the General Manager of the Public Utilities Commission to execute an agreement with San Mateo County Transit District to purchase 59 diesel coaches for \$3,800 each.

Bob Planthold commented in favor of the resolution and urged the Commission to expedite the process.

President Yu moved to adopt the resolution. Commissioner Miller seconded. The motion passed unanimously.

Item (17): Presentation on the Light Rail Vehicle II (LRVII) Program.

Flint Nelson, Manager, Utilities Engineering Bureau Transportation Projects Division, presented to the Commission a brief overview of the project. He distributed to the Commission an outline of the presentation and some photographs.

Mr. Nelson noted that the goal of the program was to purchase 52 Light Rail Vehicles. The contract with Breda Costruzioni to manufacture the LRVs called for the delivery of three prototypes prior to production of the remaining LRV's. He stated that the delivery of prototypes was running ten months behind schedule.

Elaine Cartwright, Project Engineer, discussed the history of the project, the project schedule, and the cause of delay. Ms. Cartwright mentioned design changes, production strikes, and compression test failure as among the causes of delay in the project schedule.

Commissioner Jefferson asked about the role of the Utilities Engineering Bureau (UEB), Municipal Railway and Booz Allen & Hamilton, Inc. in the management and technical aspects of the project. Mr. Nelson responded that UEB is responsible for project management and coordination. The Municipal Railway is responsible for technical review, operations and maintenance support. Booz Allen & Hamilton, Inc. is responsible for the preparation of the design specifications and provides technical and administrative support and on-site inspection.

Ms. Cartwright noted that the first prototype cars would be delivered in July 1994 and production cars would begin arriving in January 1995. The delivery of production cars would be completed in May 1996.

Robert Pender of Tenants Network suggested that staff provide sufficient space to store spare parts needed for the new vehicles.

Item (18): Awarding San Francisco Water Department Contract No. WD-2161, Bay Division Pipelines No. 3 and 4, Axial Slip Joints and Concrete Vault Installation, to Stacy and Witbeck, Inc./Mendelian Construction, Inc., the lowest responsive bidder, in the amount of \$636,286.00.

President Yu directed that this item be continued to the next Commission Meeting.

ANNOUNCEMENT

President Yu announced that the Commission met in Executive Session immediately prior to the regular meeting from 1:50 p.m. to 2:05 p.m. regarding the case of Stacy & Witbeck v. CCSF, et. al., Superior Court No. 941-085. No action was taken by the Commission at this meeting.

President Yu moved not to disclose the discussion during the Executive Session. Commissioner Hardeman seconded. The motion passed unanimously.

THEREUPON, THE MEETING WAS ADJOURNED: 3:25 P.M.

Romaine A. Boldridge
Commission Secretary

APR - 8 1994

SAN FRANCISCO
PUBLIC LIBRARY

MINUTES

PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

SPECIAL MEETING

Room 282, City Hall
1:30 P.M.
March 29, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Jill R. Thompson
ACTING SECRETARY

Call to Order: 1:30 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner E. Dennis
Normandy

Excused: Commissioner Morton Miller

A tape of the meeting is on file in the office of the Secretary of the Public Utilities
Commission.

RESOLUTION
NO.

On motion of President Yu, seconded by Commissioner
Normandy, the following resolution was adopted:

94-0084	MR	Designating Tuesday, April 19, 1994 at 1:30 p.m. in Room 52-A, City Hall, San Francisco, California as the date, time, and place to hold a public hearing to consider amending the Municipal Railway Fare Ordinance proposing a special regional transit pass to be used on Muni and other Bay Area transit systems in conjunction with the World Cup Soccer tournament to be held in the Bay Area during June and July 1994.
---------	----	---

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner
Jefferson, the following resolution was adopted:

94-0085	BF	Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of judgment against the Municipal Railway totaling \$64,261.15 plus costs and interest. (Litigation of Vicky Schumacher)
---------	----	--

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

THEREUPON, THE MEETING WAS ADJOURNED: 1:35 P.M.

Jill R. Thompson
Acting Secretary

MINUTES

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

DOCUMENTS DEPT.
APR 29 1994
SAN FRANCISCO
PUBLIC LIBRARY

REGULAR MEETING

Room 282, City Hall
2:00 P.M.
April 12, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:02 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner E. Dennis
Normandy

Excused: Commissioner Morton Miller

On motion of President Yu, seconded by Commissioner Jefferson, the Minutes of the Regular Meeting of March 22, 1994 and the Minutes of the Special Meeting of March 29, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0086	UEB	Accepting the work performed under San Francisco Municipal Railway Contract No. MR-895, 19th Avenue Improvement Project - Phase 1, as satisfactorily completed; reducing the contract amount to \$2,299,454.08; approving final payment in the amount of \$36,544.18 to the contractor, Stacy & Witbeck, Inc.; and approving final credit modification in the amount of \$158,645.92.
---------	-----	---

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0087	HH	Requesting approval of the Board of Supervisors for a Forest Service "Special Use Permit" in accordance with an agreement to acquire title to a 2.3 kv electrical distribution stubline between the Camp Mather substation and Evergreen Lodge.
---------	----	---

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0088 URB Accepting the work performed under Water Department Contract No. WD-2084, San Antonio Pump Station - Purchase of Motors and Pumps as satisfactorily completed; approving Contract Modification No. 1 for a performance bonus of \$30,000; and authorizing final payment in the amount of \$30,000 to the contractor, Ingersoll, Dresser Pump Co..

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0089 URB Awarding San Francisco Water Department Contract No. WD-2145, 8-Inch Ductile Iron Main Installation in Chattanooga Street between 21st and Jersey Streets; and in 22nd Street between Fair Oaks and Church Streets in the amount of \$250,800.00 to Uniacke Construction, Inc., as sole bidder.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0090 URB Approving Amendment No. 2 to Personal Services Agreement No. CS-417 with Consolidated Engineering Laboratories for Testing Laboratory and Technical Engineering Services extending the contract completion date to December 31, 1994.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0091 BF Approving collection of charges for damages against the Municipal Railway from miscellaneous debtors in the amount of \$10,654.91 for the month of February 1994.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0092 BPT Ratifying and approving the Non-Civil Service and Temporary appointments and removals made by the General Manager of the Public Utilities Commission for the month of February 1994.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of Commissioner Hardeman, seconded by President Yu, the following resolution was adopted:

94-0093 MR Authorizing the Municipal Railway to turn over a surplus vehicle, GMC High Rail Fire Truck No. 735 648, to the City Purchaser with the intent to sell it to San Diego Metropolitan Transit Development Board for \$1.00.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of Commissioner Hardeman, seconded by President Yu, the following resolution was adopted:

94-0094 MR Approving the Mission Bay Transportation Projects Agreement (TPA), as amended, and recommending approval by the Board of Supervisors.

VOTE: AYES - Yu, Hardeman, Normandy

EXCUSED - Jefferson

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0095 MR Authorizing the San Francisco Municipal Railway to modify the contract with New Flyer Industries Limited (Modification No. 3) for an amount not to exceed \$1,937,721.00 to purchase spare parts, special tools, and maintenance equipment for the new Articulated Trolley Coaches.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0096 MR Requesting the Mayor to recommend to the Board of Supervisors a Municipal Railway supplemental appropriation in the amount of \$3.4 million from any legally available funds for the purpose of funding materials and supplies, payments to Caltrain, and fringe benefits.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0097 MR Authorizing the transfer of up to \$0.5 million in surplus funds from Object 190, Non-Personal Services, to Object 130, Materials and Supplies.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0098 WD Declaring the existence of an emergency at Lombard Street Reservoir; and requesting the Mayor to recommend to the Board of Supervisors to approve the expenditure of \$360,000 for the immediate repair and strengthening of the reservoir.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

94-0099 WD Authorizing the General Manager of the San Francisco Water Department to execute Amendment No. 1 to the agreement with CH2M Hill/AGS Association to provide professional services in the development of a Groundwater Master Plan, increasing the contract amount by \$459,000 to provide funding for the remainder of the contract amount not available during FY 92-93 and for additional services performed by the contractor.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of Commissioner Jefferson, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0100 WD Authorizing the General Manager of the Public Utilities Commission to convey to San Francisco Bay Area Rapid Transit (BART) all easement rights on the abandoned Sunset Supply Pipeline Easement Right-of-Way, surface easement rights on portion of Water Department's land Parcel 14 in Daly City and the adjacent unincorporated area of San Mateo County.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner Normandy, the following resolution was adopted:

94-0101 WD Awarding to Robert J. Nielsen, dba TN Cattle Co., Inc., the lease of a 1200 acre land, Parcel #34 northeast of San Antonio Reservoir, located in Alameda County, at a rental rate of \$24,060 per year and the lease of a 4405 acre land, Parcel #35, east of San Antonio Reservoir, located in Alameda County, at the rental rate of \$54,005.30 per year, for cattle grazing purposes, commencing on April 15, 1994 or as soon as authorized by the Public Utilities Commission and ending on October 31, 1995; and rejecting all other bids for the two leases.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Normandy, the following resolution was adopted:

94-0102 WD Awarding to Jack Sparrowk, dba Sparrowk Livestock, the lease of 9850 acre land, Parcel #48 along side Calaveras Reservoir in Alameda and Santa Clara Counties, for cattle grazing purposes, at a rental rate of \$89,832 per year, commencing on April 15, 1994 or as soon as authorized by the Public Utilities Commission and ending on October 31, 1995; and rejecting all other bids for the lease.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0103 URB Authorizing bid call and contract award authority for Hetch Hetchy Water & Power Contract No. HH-840, Eleanor Dam Repairs.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0104 BF Approving a revised 1994-95 budget request related to the Capital Program Division in the Municipal Railway and authorizing the PUC General Manager or his successor to approve Transit Fund Programming Procedures for Muni and external funding agencies.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0105 BF Authorizing the Assistant General Manager of Finance to apply for, accept, and expend \$17,780,520 from Transportation Sales Tax funds for the following Municipal Railway projects: Diesel Bus Rehabilitation, Graffiti Prevention, Security Planning, F-Embarcadero Streetcar Line, Trolley Bus Purchase, Metro Accessibility Improvements, Operator Rostrums, 14-Mission Trolley Overhead Reconstruction, Boarding Platforms/Bus Stops, Rail Replacement, Light Rail Vehicle Modifications, Rail Corridor Project Management, Bossier Corridor Study.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

Consent Calendar Items (11b), 11(c), 11(d), 11(e), 11(f), 11(g), were taken off calendar.

PUBLIC COMMENTS

Chris Welsh, President, Building Material & Construction Teamsters' Union Local 216, commented about A. Ruiz Construction Inc. as being a non-responsive bidder. He handed out a letter to the Commissioners containing their findings that A. Ruiz Construction violated certified payroll procedures, failed to pay prevailing wages and failed to comply with the Human Rights Commission Affirmative Action Requirements.

Jose Hidalgo, a member of Local 216, commented that A. Ruiz Construction is not a responsible contractor.

Ron Poff, a member of Local 216, stated that A. Ruiz Construction does not meet public safety requirements in some work locations. He submitted to the Commission photos showing unsafe work practices.

Dennis Hendricks requested the Commission to reinstate him to his position at the Municipal Railway. Mr. Moran advised Mr. Hendricks to contact the Bureau of Personnel and Training.

PUBLIC HEARING

Item No. (9): To consider the revised Schedule of Rates to be charged by the San Francisco Water Department for water service to **retail customers** in San Francisco and suburban areas.

Item No. (10): To consider the revised Schedule of Rates to be charged by the San Francisco Water Department for water service to **suburban resale customers**.

William Laws, Water Department's Rate Administrator, gave a presentation using an overhead projector on the Water Department's rate recommendations for retail and suburban resale water customers for the fiscal year beginning July 1, 1994. Mr. Laws discussed the objectives of the rate increase, cost and revenue requirements for the next fiscal year, rate increase recommendations, and the methods of cost allocation.

Mr. Laws explained that revenue requirements this coming fiscal year were high because of increased cost of facilities maintenance, capital improvement projects, and increased water quality costs due to new regulatory compliance requirements. He stated that there were also changes in miscellaneous costs, Hetch Hetchy assessments, debt service and the Auxiliary Water Supply System (AWSS).

Staff's recommendations include: (1) an increase of 14% in the retail rate and 19% for suburban wholesale rates; (2) consolidation of three rate schedules into a single rate schedule; (3) establishing a conservation rate structure; and (4) simplifying the monthly service charge for Rates W-1 and W-21 by using meter size as the basis for billing.

Mr. Laws indicated that the recommended 14% increase in the retail water rate would increase the water bill of an average single family household by \$1.45 a month or \$17 a year.

President Yu commented that there should be a separate rate structure for large commercial users. She expressed concern that commercial users were being penalized by the increasing costs of water. She stated that she would like to revisit the issue of a differential at a later time.

Commissioner Jefferson commented that since water is a limited commodity, charges should be based on usage so that the more you use, the more you pay. He said this would encourage people to conserve water. He stated that giving discounts to large users constitutes a subsidy.

Anson B. Moran, General Manager, Public Utilities Commission, commented that a declining rate structure encourages more usage of a utility and that a progressive rate structure of the more you use, the more you pay is equitable. He noted that in giving preference to one set of customers, you have to shift that cost to other customers which would not be easy.

Commissioner Hardeman commented that the Commission should take into consideration those businesses, like the hotel industry, that would be affected by the increase.

Commissioner Normandy expressed concern about consolidating the three water rate structures into one schedule and also lumping together indoor and outdoor usage.

Mr. Laws discussed the proposed conservation water rate. He explained that anyone who complies with the San Francisco water conservation ordinance would be entitled to a lower rate. In order to comply, a customer would be required to have their toilets retrofitted, install low flow shower-heads, install flow restricting aerators on threaded faucets and submit a self-certified affidavit of compliance. The estimated cost for compliance with the ordinance would be approximately \$17.50.

Commissioner Hardeman raised a concern that low-income people would not be able to get the lower rate because they could not afford to comply with the requirements of the conservation ordinance. Commissioner Jefferson concurred that some people, especially senior citizens, may not be able to afford to do the additional work to comply with the ordinance and that perhaps we could make provisions for them.

President Yu opened the meeting for public comments.

Brian Burns, General Manager, San Francisco Bay Area Water Users Association (BAWUA), commented that BAWUA did not get any background information from the Water Department regarding the recommendation to increase the water rates. He expressed concern over the shift of costs to suburban customers and the continuing peaks and valleys of their water rates.

Doug Short, President, San Francisco Bay Area Water Users Association, and General Manager of Belmont Water District, commented that BAWUA wants to pay their fair share and urged the Commission to charge them the fair share of the cost.

Bob Begley, Executive Director, Hotel Council of San Francisco, commented that the Council's Board of Directors were opposed to the 14% water rate increase. He stated that this increase was an unfair tax to the hotel industry which is already heavily taxed.

George Cordon, Manager, Four Seasons Hotel, commented in opposition to the 14% increase in water rates. He stated that this will add an additional cost to their hotel of \$26,000 a year.

John Simonich, General Manager, Holiday Inn, commented in opposition to the 14% increase and urged the Commissioners to look at each line item of the Water Department's budget on a zero-based basis.

Holger Gantz, General Manager, San Francisco Hilton, commented in opposition to the 14% increase. He stated that the hotel's water costs had already increased by 120% from 1988 to 1994. He stated that it was unfair because they had done everything necessary to comply with the City's water conservation ordinance.

Albert Bumsteg, Superintendent at the Saint Francis Hotel, spoke in opposition to the 14% increase.

President Yu announced that public comments on this matter were closed.

President Yu noted that she recognized the issues raised by representatives of the hotel industry were compelling and she was also mindful of capital improvements that were needed in the water system.

Mr. Moran explained that staff had already looked at the Water Department's capital improvement program line by line and that those projects were all necessary. The recommended rate increase would help fund the replacement of aging systems and bring some parts of the system up to seismic standards. He stated that it does not include increased cost in order to meet regulatory requirements of the Clean Water Act or the Safe Drinking Water Act.

This item was continued to the next regular Commission meeting on April 26, 1994.

At 3:48 p.m. the meeting was recessed.

At 4:05 pm. the meeting reconvened.

Resolution No. 94-0104: Approving a revised 1994-95 budget request related to the Capital Program Division in the Municipal Railway.

Anson B. Moran, General Manager, Public Utilities Commission, advised that a Task Force had been formed to look at the organizational structure and function of the Municipal Railway's Capital Projects Group and to submit their recommendations regarding the level of staffing required to carry out the capital program. The Task Force was composed of Bruce Bernhard from the Public Utilities Commission; Carmen Clark from the San Francisco County Transportation Authority; Douglas Legg of the Metropolitan Transportation Commission; and G. Richard Swanson of Arthur Bauer & Associates.

Mr. Richard Swanson discussed the methodology used to formulate their recommendations and the activities that are to be part of the capital group. He stated that two major activities that should be closely coordinated are project development and project delivery and they are proposing two managerial positions to manage these functions.

Mr. Moran stated that it was the staff's recommendation to eliminate the two managerial positions proposed by the Task Force.

Commissioner Jefferson requested that staff provide a brief overview of the Transportation Authority's role and authority as it relates to the Municipal Railway.

President Yu made a motion to amend the resolution to delete the positions of Manager for Capital Program Development and Manager for Capital Project Delivery. Commissioner Jefferson seconded. The motion passed unanimously.

President Yu made a motion to adopt the resolution as amended. Commissioner Jefferson seconded. The motion passed unanimously.

Resolution No. 94-0094: Approving the Mission Bay Transportation Projects Agreement (TPA), as amended, and recommending approval by the Board of Supervisors.

Commissioner Jefferson requested to be excused from voting on this item. President Yu made a motion to excuse Commissioner Jefferson, seconded by Commissioner Hardeman. The motion passed unanimously.

Commissioner Hardeman made a motion to adopt the resolution approving the TPA, seconded by President Yu. The motion passed unanimously.

Resolution No. 94-0096: Requesting approval of the Board of Supervisors for a supplemental appropriation of \$3.4 million to fund materials and supplies, payments to Caltrain and fringe benefits.

Commissioner Jefferson inquired whether the \$3.4 million requested would be sufficient to achieve the level of service previously established in the budget. He expressed concern about the possibility of a budget shortfall next year if parts and materials are underbudgeted this year. Johnny Stein, General Manager of the Municipal Railway,

responded that it would not change the level of service provided and that this item is merely to balance this year's budget as recommended by the Controller's Office. He commented that the level of service would be changed if there is going to be a hiring freeze.

Commissioner Hardeman made a motion to adopt the resolution, seconded by Commissioner Jefferson. The motion passed unanimously.

Item No. (22): Awarding San Francisco Water Department Contract No. WD-2161, Bay Division Pipelines No. 3 and 4, Axial Slip Joints and Concrete Vault Installation, to Stacy and Witbeck, Inc./Mendelian Construction, Inc., as the lowest responsive bidder, in the amount of \$636,286.00.

This item was continued to an unspecified date.

Item No. (23): Awarding Hetch Hetchy Water and Power Contract No. HH-833R, Trolley Pole Replacement Project, in the amount of \$441,317.00 to King C. Electric.

Douglas N. Akay, representing Abbett Electric stated that he did not have a chance to review the City Attorney's memorandum dated March 18, 1994. He requested that the Commission deny award of the contract to King C. Electric.

President Yu remarked that the protest has been considered and reviewed by the City Attorney and they found that King C. Electric is in compliance with the contract.

President Yu made a motion to award the contract to King C. Electric. Commissioner Jefferson seconded. Commissioners Hardeman and Normandy voted no. The vote was 2-2; the motion failed.

The matter was continued to the next regular Commission meeting on April 26, 1994.

EXECUTIVE SESSION

The Public Utilities Commission met in Executive Session immediately following the meeting from 5:30 p.m. to 7:00 p.m. in Room 282, City Hall, regarding: (1) Stacy & Witbeck v. CCSF, et.al., Superior Court No. 941-085, and (2) Federal Energy Regulatory Commission (FERC) Project No. 2299. No action was taken.

THEREUPON, THE MEETING WAS ADJOURNED : 5:15 P.M.

Romaine A. Boldridge
Secretary

MINUTES

PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

DOCUMENTS DEPT.

MAY 16 1994

SAN FRANCISCO
PUBLIC LIBRARY

SPECIAL MEETING

Room 52-A City Hall
1:30 P.M.
April 19, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 1:45 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner E. Dennis
Normandy

Excused: Commissioner Morton Miller

A tape of the meeting is on file in the office of the Secretary of the Public Utilities
Commission.

RESOLUTION
NO.

On motion of Commissioner Hardeman, seconded by
Commissioner Normandy, the following resolution was adopted:

94-0106 MR Amending the Municipal Railway fare schedule to include a one-
time regional ticket, valid from June 20 through July 10, 1994,
for use on multiple Bay Area transit systems in conjunction with
the World Cup Soccer Tournament to be held in the Bay Area.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

On motion of Commissioner Normandy, seconded by
Commissioner Jefferson, the following resolution was adopted:

94-0107 HH Authorizing the General Manager of the Public Utilities
Commission to execute the Sixth Amendment to the agreement
with Bookman-Edmonston, for "as needed" hydrological
consulting services, increasing the contract amount by \$380,000
for fiscal year 1993/94 and 1994/95, for a total contract amount
not to exceed \$1,204,500; and extending the term of the
agreement to August 31, 1995.

VOTE: AYES - Hardeman, Jefferson, Normandy

EXCUSED - Yu

On motion of Commissioner Normandy, seconded by
Commissioner Jefferson, the following resolution was adopted:

94-0108 HH Authorizing the General Manager of the Public Utilities
Commission to execute the Third Amendment to the agreement
with Dr. Ronald Yoshiyama, for "as needed" consulting services
related to Bay Delta hearings, water operations and fisheries,
increasing the contract amount by \$46,000 for a total not to
exceed \$76,000; and extending the term of the agreement to
June 30, 1995.

VOTE: AYES - Hardeman, Jefferson, Normandy

EXCUSED - Yu

On motion of Commissioner Normandy, seconded by
Commissioner Jefferson, the following resolution was adopted:

94-0109 HH Authorizing the General Manager of the Public Utilities
Commission to execute the Fifth Amendment to the Agreement
with Ellis & Prioleau, P.C., to provide legal services at Federal
Energy Regulatory Commission (FERC) hearings and other
water related matters, increasing the contract amount by
\$264,000, for a total amount not to exceed \$939,000; and
extending the term of the agreement to June 30, 1995.

VOTE: AYES - Hardeman, Jefferson, Normandy

EXCUSED - Yu

On motion of Commissioner Normandy, seconded by
Commissioner Jefferson, the following resolution was adopted:

94-0110 HH Authorizing the General Manager of the Public Utilities
Commission to execute the Third Amendment to the agreement
with McLeod & Associates, for economic consulting services
related to protection of City water rights, increasing the contract
amount by \$81,000 for a total not to exceed \$311,000.

VOTE: AYES - Hardeman, Jefferson, Normandy

EXCUSED - Yu

On motion of Commissioner Normandy, seconded by
Commissioner Jefferson, the following resolution was adopted:

94-0111 HH Authorizing the General Manager of the Public Utilities
Commission to execute the Second Amendment to the
agreement with David M. Dornbusch & Company, Inc., for
economic consulting services related to protection of City water
rights, increasing the contract amount by \$168,000 for a total not
to exceed \$418,000; and extending the contract term to June 30,
1995.

VOTE: AYES - Hardeman, Jefferson, Normandy

EXCUSED - Yu

On motion of Commissioner Normandy, seconded by
Commissioner Jefferson, the following resolution was adopted:

94-0112 HH Authorizing the General Manager of the Public Utilities
Commission to execute the Second Amendment to the
agreement with Daniel B. Steiner, to provide engineering
consulting services, increasing the contract amount by \$450,000,
for a total not to exceed \$850,000.

VOTE: AYES - Hardeman, Jefferson, Normandy

EXCUSED - Yu

On motion of Commissioner Jefferson, seconded by
Commissioner Hardeman, the following resolution was adopted:

94-0113 WD Awarding San Francisco Water Department Contract No. WD-
2161, Bay Division Pipelines No. 3 and 4, Axial Slip Joints and
Concrete Vault Installation, to Stacy and Witbeck, Inc./Mendelian
Construction, Inc., as the lowest responsive bidder, in the
amount of \$636,286.00; waiving the defect in the bid submitted
by Stacy and Witbeck, Inc./Mendelian Construction, Inc.; and
approving the transfer of \$350,000 from San Andreas Pipeline
No. 3 Rehabilitation Project to Bay Division Pipelines Nos. 3 and
4 Axial Slip Joint and Concrete Vault Installation Project.

VOTE: AYES - Yu, Hardeman, Jefferson, Normandy

Resolution No. 94-0106: Amending the Municipal Railway fare schedule to include a one-time regional ticket, valid from June 20 through July 10, 1994, for use on multiple Bay Area Transit systems in conjunction with the World Cup Soccer Tournament to be held in the Bay Area.

Shelley Elvira Salieri commented in favor of the proposal.

Consent Calendar

President Yu requested to be excused from voting on all items under the Consent Calendar. Commissioner Jefferson made a motion to excuse President Yu, Commissioner Hardeman seconded. The motion passed unanimously.

Commissioner Normandy made a motion to adopt the Consent Calendar. Commissioner Jefferson seconded. The motion passed 3-0.

Resolution No. 94-0113: Awarding San Francisco Water Department Contract No. WD-2161, Bay Division Pipelines No. 3 and 4, Axial Slip Joints and Concrete Vault Installation, to Stacy & Witbeck, Inc./Mendelian Construction, Inc. as the lowest responsive bidder. (Continued from the meetings of March 22, 1994 and April 12, 1994.)

John Mullane, General Manager, San Francisco Water Department, suggested that the Commission reject all bids submitted for this contract and authorize rebid. He stated that staff was planning to do the work on Bay Division Pipeline No. 3 first and delay work on Pipeline No. 4 until after work being done by Alameda County is completed.

Commissioner Hardeman moved to reject the award and authorize readvertisement for bids on this contract.

Arnold Baker explained that Mendelian Construction, Inc. is the prime minority bidder and is responsible for 85% of the contract. Stacy & Witbeck, Inc. is only responsible for 15% of the contract.

Commissioner Hardeman withdrew his motion to rebid the contract.

Commissioner Jefferson made a motion to award the contract to the lowest responsive bidder. Commissioner Hardeman seconded. The motion passed unanimously.

THEREUPON, THE MEETING WAS ADJOURNED: 2:01 P.M.

Romaine A. Boldridge
Secretary

MINUTES

DOCUMENTS DEPT.

MAY 9 1994

PUBLIC UTILITIES COMMISSION

SAN FRANCISCO
PUBLIC LIBRARY

CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.
April-26, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:02 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner Morton Miller,
Commissioner E. Dennis Normandy

Note: Commissioner Normandy arrived at 2:03 p.m.

On motion of President Yu, seconded by Commissioner Jefferson, the Minutes of the Regular Meeting of April 12, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of President Yu, seconded by Commissioner Jefferson the following resolution was adopted:

94-0114 UEB Awarding San Francisco Municipal Railway Contract No. MR-1108, No. 14 Mission Line, Trolley Overhead Reconstruction Phase B-4th to Norton, in the amount of \$6,480,360.00 to L.K. Comstock Company.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson the following resolution was adopted:

94-0115 UEB Accepting the work performed under San Francisco Water Department Contract No. WD-2131R, Install Permanent Work Platforms, and authorizing final payment in the amount of \$8,002.65 to the contractor, M.C. Construction.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson the following resolution was adopted:

94-0116 UEB Authorizing the replacement of Petroleum Engineering, Inc., California Tile Installers, and Bolls Fire Protection with Allpro Environmental Corporation, Reputable Tile Company and Capital Protection Engineering, Inc. as subcontractors for Water Department Contract No. WD-2132R1, SFWD-Millbrae Headquarters-Phase IIA, North Shop Fuel Island, at no additional cost to the City.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson the following resolution was adopted:

94-0117 BMIS Authorizing the General Manager of the Public Utilities Commission to enter into a personal services contract with Unlimited Access and Systems Support Technologies, Inc. to develop a computer system for the San Francisco Water Department's City Distribution Division for an amount not to exceed \$70,000.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson the following resolution was adopted:

94-0118 BPT Ratifying and approving the Non Civil Service and Temporary appointments and removals made by the General Manager of Public Utilities Commission for the month of March, 1994

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson the following resolution was adopted:

94-0119 GM Authorizing the General Manager of Public Utilities Commission to issue a Request for Qualifications and Interest for an individual or firm to provide labor negotiation services to the Public Utilities Commission and the successor Transportation Commission.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Miller the following resolution was adopted:

94-0120 WD Authorizing the General Manager of the Public Utilities Commission to apply for, accept and expend \$210,000 in grant funds from the Bay Area Air Quality Management District for alternate fuel vehicle testing and evaluation.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0121 UEB Awarding Hetch Hetchy Water and Power Contract No. HH-833R, Trolley Pole Replacement Project, in the amount of \$441,317.00 to King C. Electric; and recommending that the Board of Supervisors approve the extension of time for award.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by Commissioner Miller, the following resolution was adopted:

94-0122 UEB Authorizing the General Manager of Public Utilities Commission to execute the assignment of Municipal Railway Contract MR-1034R with Alcatel Canada, Inc. to Alcatel Transport Automation Inc. (U.S.) for the procurement and installation of the Advanced Train Control System.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

Copies of the above resolutions are available in the office of the Secretary of the Public Utilities Commission.

no back
EXECUTIVE SESSION

The Commission met in executive session, prior to this meeting, from 12:15 p.m. to 1:35 p.m. pursuant to Government Code Section 54956.9(c) for conference with legal counsel regarding anticipated litigation as plaintiff; and pursuant to Government Code Section 54956.8, conference with real estate negotiator regarding a .46 acre parcel of Water Department property in Alameda County.

President Yu moved, and Commissioner Jefferson seconded a motion not to disclose the discussion during closed session. The motion was approved unanimously.

Item Nos. 9 and 10: Public Hearing to Consider revised Schedules of Rates for San Francisco Water Department retail customers and suburban resale customers.

These items were continued (without discussion) to May 10, 1994.

Resolution No. 94-0119: Authorizing a Request for Qualifications and Interest for an individual or firm to provide labor negotiation services to the Public Utilities Commission and the successor Transportation Commission.

Joe Barnes, President, Transport Workers Union, Local 250A, inquired about this item.

President Yu stated that during discussion with the Mayor's Office on possible budget efficiencies, issues were raised that were covered by Memorandums of Understanding (MOU) that will be renegotiated in 1995. The Mayor agreed to delegate the start of those negotiations to the Public Utilities Commission. The Mayor will have ultimate authority to approve the contract.

On motion by President Yu, seconded by Commissioner Jefferson, Resolution No. 94-0119, authorizing a Request for Qualifications and Interest to provide labor negotiation services was approved unanimously.

Item No. 14: Presentation on the Proof of Payment Program.

Anson B. Moran, General Manager of Public Utilities, stated that Municipal Railway staff were asked to develop a pilot proof of payment (POP) program under the assumptions that there would be no money to hire a consultant, no changes in the law to allow citing of violators and no change in the assignment of the driver in the second and subsequent cars of multicar LRV trains.

Cathy Gilbert, Deputy General Manager, Municipal Railway, stated that the program developed assumed that the driver in the second car would be removed from the car and utilized within the Green Division. There would be no reduction in the number of operators in Green Division.

The pilot program would begin in January 1995 on the M-Line for a three month period. The pilot program would look at fare inspection on the prepaid platforms on 19th Avenue, fare inspection on the short duration surface line, fare during peak periods. This program could provide security for passengers and operators. Without additional resources, the plan would utilize transit police in three teams of six officers to inspect seven days a week, 20 hours per day. They would cite under Penal Code Section 640(a) regarding fare evasion. Training would be by officers from other transit systems with POP. Public outreach would be a program cost. There would be handouts, signage at all subway and surface stops, radio announcements and newspaper advertisements. Passengers paying a cash fare would need to have a transfer to show proof of payment.

Susan Olive, Municipal Railway's Transportation Planner, stated that staff was considering using peace officers for fare inspection. The advantages of peace officers are a security presence, and they can book and transport offenders. The options are police officers, deputy sheriffs or special transit police. Savings can be realized by removing the driver in the second car since the inspector will be checking fares. Staffing would be 20 inspectors and five supervisors at a cost of \$1.5 million. Citations would be \$76.00 of which \$25.00 is a fine. The balance is a penalty assessment levied by the court. San Francisco would realize one half of the fine, or \$12.50 per citation.

Commissioner Jefferson asked how the City would enforce payment of the citation. Ms. Olive said that non payment would result in a warrant for arrest.

Joe Barnes presented a side letter to the MOU and said that there would need to be a complete security system before proof of payment could be implemented. President Yu replied that a pilot program was being considered not a full proof of payment system. Management has a right to explore options.

Alice Fialkin, representing Transport Workers Union, Local 200, supported the position of Local 250A. She questioned assigning the number of police officers needed for the POP program to one line to collect fares. She said that there is a meet and confer issue over what classification will be used for fare inspections since her union represents transit supervisors.

Commissioner Jefferson asked why the union was opposed to POP as a concept.

Mr. Barnes replied that the union's concern is that the security on the cars is not adequate. There are a lot of assaults. When there is an empty car with no authority figure, it invites trouble. The presence of the driver would prevent a criminal from doing certain things. Commissioner Jefferson pointed out that it would be a violation of the MOU for a driver to take a security role. He said that staff identified enhanced security as a major benefit of a POP system. Mr. Barnes said that POP would eliminate driving jobs.

President Yu asked that the City Attorney's Office review the pilot program in the context of the MOU and side letters to determine whether implementation of the pilot program would be a violation of the contract. Also, she requested information on the approval process for side letters.

Commissioner Hardeman suggested that staff and the union discuss the matter prior to the target date.

President Yu continued this matter for the information requested.

THEREUPON, THE MEETING WAS ADJOURNED: 3:15 P.M.

Romaine A. Boldridge
Secretary

2
p/g 4

MINUTES

PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.
May 10, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

DOCUMENTS DEPT.

MAY 20 1994

SAN FRANCISCO
PUBLIC LIBRARY

Call to Order: 2:05 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner Morton Miller,
Commissioner E. Dennis Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the Minutes of the Special Meeting of April 19, 1994 were approved.

On motion of President Yu, seconded by Commissioner Jefferson, the Minutes of the Regular Meeting of May 10, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of Commissioner Miller, seconded by Commissioner Normandy, the following resolution was adopted in Executive Session:

94-0123	WD	Approving settlement of litigation in the case of General Motors Corporation vs. City and County of San Francisco, Water Department, Does 1 through 100, San Mateo Superior Court Case No. 364-640.
---------	----	---

VOTE: AYES - Hardeman, Jefferson, Miller, Normandy

ABSENT - Yu

On motion of President Yu seconded by Commissioner Jefferson, the following resolution was adopted:

94-0124	MR	Approving an offer of judgment in the case of Harry Cordellos v. CCSF, et.al., Superior Court No. 952-520.
---------	----	--

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0125 WD Adopting a revised Schedule of Rates to be charged by the San Francisco Water Department for water service to retail customers in San Francisco and suburban areas.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Normandy, the following resolution was adopted:

94-0126 WD Adopting a revised Schedule of Rates to be charged by the San Francisco Water Department for water service to suburban resale customers.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

94-0127 UEB Approving completion of work under Contract No. MR-889R2, H. Welton Flynn Facility Modifications; assessing liquidated damages of \$9,000 for late completion; approving contract scope reduction of \$18,608.32; releasing final payment of \$29,732.17 to the contractor, Angotti & Reilley/T.E. Joo Construction Inc.; and revising final contract amount to \$369,141.68.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

94-0128 UEB Requesting the Board of Supervisors' approval to extend the time for award of Municipal Railway Contract MR-1101R2, Muni Metro System, Market Street Track Replacement, Phase 4-Eleventh Street to Duboce Avenue.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

- 94-0129 UEB Accepting the work performed under Hetch Hetchy Water & Power Contract No. HH-835, Priest Reservoir Diversion Channel, as satisfactorily completed; assessing liquidated damages of \$12,000 for late completion; approving Contract Modification No. 1 increasing the final contract amount from \$1,271,390 to \$1,421,000; and authorizing final payment in the amount of \$173,437.97 to RD&S Contractors, Inc.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

- 94-0130 WD Authorizing the transfer of \$150,000 from San Francisco Water Department Project 785-01 (Bay Division Pipeline #1 and #2 Expansion Joint Rehabilitation) to Project Workphase 605-01 (Define Rights-of-Way and Property Lines) to meet additional land survey and property management funding requirements for FY 1993-94.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by President Yu, the following resolution was adopted:

- 94-0131 MR Selecting Advanced Diesel Fuel as the fuel to be used for motor coaches to be purchased for delivery in 1996-1999.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Miller, the following resolution was adopted:

- 94-0132 UEB Awarding San Francisco Municipal Railway Contract No. MR-1110, 19th Avenue Improvements Project-Phase II, in the amount of \$3,420,202.00 to A. Ruiz Construction Co. & Associates, Inc.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Normandy, the following resolution was adopted:

94-0133 BF Authorizing the Assistant General Manager of Finance, Public Utilities Commission to apply for, accept, and expend up to \$204,051 of Transit Development Act (TDA) Article 3 funds to help finance the 1993-94 operations of the Municipal Railway.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

GENERAL MANAGER'S REPORT

Presidio Resolution

Anson B. Moran, General Manager of Public Utilities, reported that the Board adopted a resolution urging the Commission to consider bidding on the sale of power to the Presidio, urging the Commission to make profits from the sale of power to the Presidio tenants and to use that money to offset costs of services that would be provided by the City. Mr. Moran stated that he would be reconciling that before the bid is submitted in June 1994.

Budget Status

Mr. Moran reported that the supplemental appropriation to fund Proposition M positions had been reduced to five Commissioners and a secretary. It was passed by the Budget Committee but was held over for two weeks at the Board of Supervisors.

President Yu requested the City Attorney to submit a legal opinion on the implications of delaying implementation of this legislation. She directed staff to send a letter to the Board of Supervisors informing them of the implications of postponing action on the Proposition M budget.

EXECUTIVE SESSION

The Public Utilities Commission met in executive session prior to today's meeting from 1:05 p.m. to 1:55 p.m. to confer with legal counsel regarding two existing litigations: (1) General Motors Corporation v. City & County of San Francisco, et.al., San Mateo Superior Court No. 364-640, Coordination Proceeding, Special Title (Rule 1550(b)), Judicial Council Coordination Proceeding No. 2668; and (2) Harry Cordellos v. CCSF, et.al., Superior Court No. 952-520.

President Yu moved and Commissioner Jefferson seconded a motion not to disclose the discussion in the executive session. The motion passed unanimously.

Resolution No. 94-0125: Public hearing to adopt a revised Schedule of Rates for water service to retail customers in San Francisco and suburban areas.

Resolution No. 94-0126: Public hearing to adopt a revised Schedule of Rates for water service to suburban resale customers.

President Yu remarked that the Commission was mindful of the hotel industry's importance to the community as the City's largest employer and recognized their concern with uncertainty in the increase of water rates.

President Yu directed staff to develop the next five-year plan for water use and water rates that would be submitted to the Board of Supervisors. She stated that the plan should include a plan for water rate increase for retail use and suburban use and a plan for capital improvement projects and how they will be funded. The plan should reconsider the settlement with suburban users with regard to funding of capital improvement projects.

She suggested that staff work with suburban users and large commercial users such as the hotel industry and laundromat operators in the development of the five-year plan. She directed staff to submit a schedule of the development process and implementation of the plan.

William H. Laws, Rate Administrator, San Francisco Water Department, stated that staff met with representatives of the hotel industry and reviewed with them the basis used for the rate increase. Mr. Laws stated that the hotel council was advised of the development of the next five-year plan and staff encouraged their participation in the process. He said that the hotel council was advised that the Water Department would endeavor to keep its rates constant for the next year other than cost of living adjustments with a caveat for unanticipated regulatory requirements, unusual repair maintenance requirements and unusual high claims.

President Yu moved to adopt Resolution No. 94-0125, adopting a revised Schedule of Rates for water service to retail customers in San Francisco and suburban areas. Commissioner Hardeman seconded. The motion passed unanimously.

President Yu moved to adopt Resolution No. 94-0126, adopting a revised Schedule of Rates for water service to suburban resale customers. Commissioner Normandy seconded. The motion passed unanimously.

Item No. (12): Status Report on Filtration Avoidance for Hetch Hetchy Water Supply.

Steve Leonard, Project Manager for San Francisco Water Department Hetch Hetchy Water Treatment Project, reported that the department is currently working on a water quality planning study looking at water quality issues within the Water Department, filtration at Hetch Hetchy and filtration requirements for the Sunol Filter Plant. Staff is also doing an engineering study that includes an alternative analysis. The alternative analysis involved a survey of the watershed which had been completed and staff is currently reviewing the final draft.

Mr. Leonard stated that staff have been in the process of evaluating 20 possible treatment alternatives, out of 50 alternatives originally considered. They started evaluating five groups of alternatives such as full filtration, do nothing, enhance disinfection, partial filtration of the aqueduct, filtration on a seasonal basis or filtration on an emergency basis.

Mr. Leonard stated that Hetch Hetchy already met the federal criteria for filtration avoidance. A water treatment plan for Hetch Hetchy's aqueduct would still have to be submitted to the State in January 1995. Mr. Leonard indicated that the City would not have to build a filtration plant as long as we can demonstrate control over the watershed, control of operations and a new treatment system that will meet future requirements.

Mr. Leonard stated that the department would request approval of the Commission to hire an environmental consultant to assist in the environmental planning process when a treatment alternative is selected.

President Yu directed staff to develop a plan of informing customers on the status of the project.

Item No. (13): Presentation regarding the Geary Corridor Systems Planning Study; and authorizing the Geary Transit Study team to carry forward seven recommended Geary transit alternatives into a more comprehensive analysis.

Gerry Holt of Merrill and Associates, Consultant for the Geary Corridor Study, gave a presentation on the seven recommended Geary transit alternatives using an overhead projector. The seven alternatives are: Alternative 1 - Transportation Systems Management (upgraded bus service); Alternative 2A - Light Rail Partial Subway from Laguna to Union Square, surface median operation west of Laguna; Alternative 2B - Light Rail Partial Subway from Laguna to South of Market, surface median operation west of Laguna; Alternative 3A - Electric Trolley Bus Local Service with Dual Mode Bus Limited Service, partial subway from Laguna to South of Market; Alternative 3B - Electric Trolley Bus Local Service (median surface operation west of Laguna), partial subway from Laguna to South of Market; Alternative 3C - Electric Trolley Bus Local Service (Median surface operation west of Taylor); partial subway from Taylor to South of Market; and Alternative 4 - Light Rail All Surface Line.

Peter Straus, Director of Strategic Planning, Municipal Railway, discussed the issues raised in the development of the preliminary alternatives. Among those issues discussed were the impact of median operations on parking and vegetation, use of low floor cars vs. high floor cars, and light rail operations in the Market Street subway. Mr. Straus stated that they are looking at the technical aspects of operating low floor vehicles in the subway. He said that staff is not recommending low floor vehicles as an alternative at this time.

Mr. Straus indicated that staff developed a BART alternative which would require subway operation throughout the corridor. Staff would not recommend including this alternative for further analysis since it is costly and would increase the operating costs of the Municipal Railway.

Wilfred T. Ussery, member, Bay Area Rapid Transit (BART) Board of Directors, urged the Commission to consider two additional alternatives from BART. One of the alternatives would be a "BART only" alternative and the other one would be a "BART and Muni Metro dual tunnel". He asked the Commission to defer action on this matter and said that the proposals would be submitted in the next three to four weeks.

Jackie Sachs commented that she supported Alternative 2B, the light rail alternative with a subway from Laguna to South of Market and that she was opposed to using electric trolley coaches. She urged the Commission not to consider the proposed BART alternative.

A.M. Schreiber spoke opposing any changes in the existing system on the Geary Corridor.

George M. Patterson, commented that he neither supported nor opposed the project. He stated that the buses running along Geary were sufficient. He suggested continuing the Muni No. 38-Geary line to 34th Avenue to a circular route from 34th Avenue to the beach.

Margaret Brady, representing "Save Our Richmond Environment" (SORE), commented in opposition to a light rail system in the corridor and median strip boardings. She suggested providing electric buses and local motorized buses instead.

Ron Miguel, President of the Planning Association for the Richmond, commented that he would like to see a survey of ridership to determine whether this study needs to be done.

Martin Choate suggested that staff evaluate the LRV subway/surface alternative that will connect to Market and will carry more passengers.

Norman Rolfe, urged the Commission to proceed with the study and give consideration on the light rail alternative.

Wayne Sherman, commented in favor of a light rail alternative that would increase the ability to carry ridership in the Geary Corridor.

Commissioner Jefferson commented that the remarks received from some members of the public today indicated that there is no desire from residents to continue with the project. He indicated that perhaps what needs to be done is to consider a short term Transportation Systems Management alternative to improve the efficiency of existing service.

President Yu pointed out that there needs to be more outreach to the community in the review of these alternatives.

President Yu directed staff to come back to the Commission when the BART proposal is received and to address the issue of whether there is demand by the community for this project.

This item was continued to a date not specified.

Resolution No. 94-0131: Presentation regarding the Alternative Fuels Study, Phase 2; and selecting Advanced Diesel Fuel for motor coaches to be purchased for delivery in 1996-1999.

The alternative fuel options evaluated for future motor coaches that would be delivered in 1996-1999 were Advanced Diesel, Compressed Natural Gas (CNG), Liquefied Natural Gas (LNG), and Methanol. Mike Corcoran, Vice President of Gannett Fleming and Project Manager for the Alternative Fuels Study, defined each of the alternative fuels.

Ben Ritchie of Battelle Memorial Institute gave a presentation using an overhead projector. Mr. Ritchie discussed the cost and operational impacts for each alternative fuel. He stated that factors such as fueling facility, maintenance facility and vehicle costs were considered in the cost analysis. He recommended advanced diesel for use in future purchases of motor coaches since it is the cheapest alternative.

Mr. Fleming stated that with advanced diesel we would incur less incremental cost than using any of the other three alternative fuel types. The Municipal Railway already uses diesel fuel and it is not necessary to change existing fuel dispensers. Advanced Diesel also meets California Air Resources Board (CARB) emission regulations.

Mr. Moran asked about the possibility of the fleet being decertified after a period of time. Mr. Ritchie replied that he would inquire whether there are requirements for recertification. Philip Chin, Deputy General Manager of the Municipal Railway Administration and Engineering Division, pointed out the need to change to advanced diesel fuel from the low sulphur diesel being used now. He said based on current emission standards, it does not appear that the Municipal Railway will be required to get recertification.

Karen Huggins, member of the Northern California Fleet Energy Project, commented in support of using Compressed Natural Gas because it burns cleaner.

Commissioner Hardeman made a motion, seconded by President Yu, to adopt a resolution selecting advanced diesel fuel for motor coaches to be purchased for delivery in 1996-1999. The motion passed unanimously.

Resolution No. 94-0132: Awarding San Francisco Municipal Railway Contract No. MR-1110, 19th Avenue Improvements Project - Phase II to A. Ruiz Construction Co. & Associates, Inc.

Jim Nelson, Project Manager, Municipal Railway, reported that staff reached a compromise with the neighborhood regarding the naming of the platform stops. Neighborhood groups had suggested local area names for the stops. Staff supported names that would identify the location for the general public. Staff recommended that the Commission approve the primary names as S.F. State and Stonestown, with secondary names on all signage of Park Merced/Holloway Avenue and Lakeside/Winston Drive, respectively.

Robert Pender left a note indicating support of staff's recommendation.

Landis Whistler, 19th Avenue Committee, supported naming the platforms on 19th Avenue as Stonestown and San Francisco State. He said that there was only a small group of people who wanted the Winston Avenue stop to be named Lakeside.

James Chan, a Director of Lakeside Property Owners Association, spoke in support of staff's recommendation.

Commissioner Jefferson stated that assigning names to Muni stations is not one of the Municipal Railway's standard policies. He directed staff to rescind its action and adhere to the standard policy of uniformity throughout the City. President Yu directed staff to continue with the current policy of not giving names to Muni stations. Commissioner Hardeman expressed support for the name change. President Yu directed that staff calendar for the next meeting consideration of a policy regarding the naming of Municipal Railway stations.

President Yu made a motion, seconded by Commissioner Miller, to award Municipal Railway Contract No. MR-1110, 19th Avenue Improvements Project - Phase II, in the amount of \$3,420,202.00 to A. Ruiz Construction Co. & Associates, Inc. The motion passed unanimously.

THEREUPON, THE MEETING WAS ADJOURNED: 5:25 P.M.

Romaine A. Boldridge
Secretary

MINUTES

PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.
May 24, 1994

DOCUMENTS DEPT.
JUN 24 1994
SAN FRANCISCO
PUBLIC LIBRARY

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:22 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner Morton Miller,
Commissioner E. Dennis Normandy

On motion of Commissioner Miller, seconded by Commissioner Jefferson, the Minutes of the Regular Meeting of May 10, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of President Yu, seconded by Commissioner Jefferson,
the following resolution was adopted:

94-0134 UEB Awarding San Francisco Water Department Contract No. WD-2141,
8-Inch Ductile Iron Main Installation in Townsend Street between
2nd and 7th Streets, in the amount of \$396,500.00 to Shaw
Pipeline, Inc., the lowest responsible bidder.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson,
the following resolution was adopted:

94-0135 BF Approving collection of charges from miscellaneous debtors for
damages against the Municipal Railway in the amount of \$5,450.56
for the month of March 1994.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Normandy, the following resolution was adopted:

94-0136 MR Amending the Muni Design Guidelines for Outdoor, High-Level, Center Boarding Platforms to include a policy for naming platform stops or stations.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0137 WD Authorizing the General Manager of the Water Department to close out the professional services agreement with Information and Support Services for the design, implementation and administration of an education program, and to release all payment retention; and authorizing the use of the unspent balance to complete the necessary work using City staff and other contractual services.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0138 HH Authorizing the General Manager of Hetch Hetchy Water and Power to execute an Energy Interchange Agreement with Lassen Municipal Utility District for the exchange, purchase, and sale of electric energy for a term of five years with a provision for termination upon thirty days advance notice.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Miller, seconded by President Yu, the following resolution was adopted:

94-0139 HH Authorizing the General Manager of Public Utilities to negotiate and execute Modification No. 8 to the agreement with Call Company to provide assistance in connection with the City's power contracts, thereby increasing the contract amount by \$45,000, for a total contract not to exceed \$724,000.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Miller, the following resolution was adopted:

94-0140 UEB Authorizing the General Manager of Public Utilities to execute Amendment No. 1 to the professional services agreement with Parsons, Brinckerhoff, Quade, and Douglas, Inc. to provide assistance to the Municipal Railway in addressing alternative locations for the Metro East LRV facility; and extending the contract completion date to January 31, 1995.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Miller, the following resolution was adopted:

94-0141 UEB Authorizing the Manager of Utilities Engineering Bureau to modify the contract with A. Ruiz Construction, Inc., Contract No. MR-1110, 19th Avenue Improvement, Phase II, to include the fabrication and delivery of south crossover tracks for an amount not to exceed \$300,000.00.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

Copies of the above resolutions are available in the office of the Secretary of the Public Utilities Commission.

GENERAL MANAGER'S REPORT

1994/95 Budget

Frederic N. Howell, Assistant General Manager of Finance, reported the results of budget deliberations with the Mayor's Office for Fiscal Year 1994-95. Hetch Hetchy was required to contribute an additional \$15 million to the General Fund. The Water Department's budget was reduced by \$1.8 million that included cuts in areas such as personnel (15 positions), materials and supplies and non personal services at the Bureau of Light, Heat & Power. Four positions were cut in the PUC Bureau's budget. In the Municipal Railway's budget, 35 positions were cut resulting to \$1.6 million in salary savings. The non-salaries account was cut by \$.5 million. The budget approved by the Mayor for FY 1994-95 totaled \$275 million.

Proposition M Implementation

Anson B. Moran, General Manager, Public Utilities Commission, stated that by the end of the week all employees in PUC Bureaus moving to the Transportation Commission would be transferred from PUC on paper. He stated that staff will be submitting an item for action by the Commission that will allow the transfer of assets, such as land, equipment and contracts, from the Public Utilities Commission to the Municipal Railway.

Charter Reform

Mr. Moran reported that the Charter Reform Committee is proposing a number of changes to the San Francisco Charter that includes giving authority to the Mayor to appoint department heads, taking away power from Commissions and moving non- controversial sections of the City Charter to the Administrative Code. He stated that within the next month some decisions would be made on what would be put on the November ballot.

Powell Street Cable Car Turnaround

Kathleen Kelley, Finance Bureau, reported that Autelca ticket machines in the Powell Street cable car turnaround area have been shut down. She said that staff would be using the police koban to sell cable car tickets. She stated that cable car ticket sales are up by \$1 million over last year's figures. Starting June 18, 1994 there would be two people selling tickets in the koban 12 hours a day.

Geary Corridor Transit Study

Mr. Moran reported that the Bay Area Rapid Transit District (BART) had not submitted their proposal for the Geary Corridor. He stated that he intended to present the Geary Corridor Transit Alternatives item at the next Commission meeting without BART's proposal.

EXECUTIVE SESSION

The Public Utilities Commission met in executive session before the regular meeting from 1:35 p.m. to 2:20 p.m. to discuss attorney-client matters regarding an administrative proceeding against Stacy & Witbeck. The Commission did not take any action on the matter. On motion by President Yu, seconded by Commissioner Jefferson, the Commission voted unanimously not to disclose the discussion during the executive session.

Resolution No. 94-0136: Amending the Muni Design Guidelines for Outdoor, High-Level, Center Boarding Platforms to include a policy for naming platform stops or stations.

Jim Nelson of the Municipal Railway Service Planning Division stated that the amendment to the design guidelines would provide direction to staff in naming platform stops or stations in the future. Staff recommended that the primary name reflect the most commonly used name of the area. For the secondary name, cross streets or neighborhood names would be used.

Henry Ortiz, 19th Avenue Committee, spoke urging the Commission to approve the signs recommended by staff and to adopt the guidelines before the Commission regarding naming of platform stops and stations.

Natalie Rokuser, Lakeside 1 Property Owners, spoke urging the Commission to approve the signage recommended by staff.

Bill Schneider, Lakeside Property Owners Association commented that their association endorsed the guidelines presented by staff.

James Chan, 19th Avenue Committee and a Director of Lakeside Property Owners, commented in support of staff's recommendation.

Robert Pender, Park Merced Residents Organization, commented in support of the signs recommended by staff for 19th Avenue platforms. He also commented about the fare collection process in the 19th and Holloway platform stop that there is no backup system of collecting fares when the fareboxes are broken or when the fare collector had to be away from the work site.

Commissioner Normandy suggested amending the resolution and the proposed guidelines by indicating that the primary information should be decided by the Municipal Railway staff based upon what is helpful and recognizable to its riders and the secondary information should be decided after consultation with the community and neighborhood involved. This information should be decided prior to the completion of platforms and stations.

On motion by Commissioner Yu, seconded by Commissioner Normandy, the Commission voted unanimously to adopt the guidelines as amended and to apply the guidelines in naming the platform stations on 19th Avenue & Winston and 19th Avenue & Holloway.

THEREUPON, THE MEETING WAS ADJOURNED: 3:38 P.M.

Romaine A. Boldridge
Secretary

7/27/98
F
82
3
F
MINUTES

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

SPECIAL MEETING

Board of Supervisors Chambers

1:00 P.M.

May 27, 1994

DOCUMENTS DEPT.

JUN 10 1994

SAN FRANCISCO
PUBLIC LIBRARY

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 1:12 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner Morton Miller,
Commissioner E. Dennis Normandy

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

EXECUTIVE SESSION

The Commission met in Executive Session from 12:38 p.m. to 1:05 p.m. to discuss attorney-client matters pertaining to the administrative proceeding against Stacy & Witbeck. No action was taken by the Commission.

Item No. (3): To consider administrative sanctions against Stacy & Witbeck, Inc. pursuant to Section 6.45 of the San Francisco Administrative Code. The Commission will review the contract claim submitted by Stacy & Witbeck, Inc. in the Castro Street Crossover construction project Contract No. MR-1038, and will decide whether to deem Stacy & Witbeck, Inc. an irresponsible contractor.

A transcript of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

The following persons spoke during the meeting:

Speakers supporting the charge that Stacy & Witbeck, Inc. knowingly submitted a false contract claim to the Public Utilities Commission under Contract No. MR-1038:

Geoffrey Spellberg, Deputy City Attorney, presented the issues for the Commission's consideration. William E. Van Wagenen, Jr., Vice President of Hill International testified as a consultant to the City Attorney's Office.

Speakers supporting Stacy & Witbeck, Inc. and opposing the charges:

Randall Smith of the law firm of Knecht, Haley, Lawrence & Smith, represented Stacy & Witbeck, Inc.; Dave Stacy, President of Stacy & Witbeck, Inc.; Robert Boileau, representing Operating Engineers, Local 3; Richard Brandt, Manager, Utilities Engineering Bureau, Public Utilities Commission; Ralph G. Esquivel, President of Esquivel Grading and Paving, Inc.; David Rogers, President of Mendelian Construction Co.; Alice Fong; John Kim, President of El Cerrito Steel; Lyman K. Wong; Anna Worth; Ricardo Ramirez; Bob McDonnell; Willie Ratcliff, President of the African American Contractors of San Francisco; Donald Chee, Senior Project Manager, Utilities Engineering Bureau, Public Utilities Commission; Dorothy Erickson, Executive Vice President of Nationwide Construction Company, Inc.; Brian Rodriguez, President of R&W Concrete Contractors; and Philip Green.

No action was taken by the Commission. This matter was continued to a special meeting to be held on June 6, 1994 at 10:00 a.m. in Room 282, City Hall.

THEREUPON, THE MEETING WAS ADJOURNED: 4:28 P.M.

Romaine A. Boldridge
Secretary

ST
882
713
6/6/94
Special

MINUTES

// PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

DOCUMENTS DEPT.

Frank M. Jordan
MAYOR

JUN 30 1994

SAN FRANCISCO
PUBLIC LIBRARY

SPECIAL MEETING

Room 282, City Hall
10:00 A.M.
June 6, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 10:10 A.M.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner Morton
Miller, Commissioner E.Dennis Normandy

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

* * * * *

Item No. (3): To consider the administrative sanctions against Stacy & Witbeck, Inc. pursuant to Section 6.45 of the San Francisco Administrative Code. The Commission will review the contract claim submitted by Stacy & Witbeck, Inc. in the Castro Street Crossover construction project Contract No. MR-1038, and will decide whether to deem Stacy & Witbeck, Inc. an irresponsible contractor. (Continued from the Special Meeting of May 27, 1994.)

A transcript of the meeting is on file in the office of the Secretary of Public Utilities Commission.

Action: On Motion of Commissioner Jefferson seconded by Commissioner Miller the following action was taken:

Adopting - Findings of Fact and Conclusions of Law by the Public Utilities Commission in reference to Administrative Action Against Stacy & Witbeck, Inc.

Vote: Ayes - Yu, Jefferson, Miller, Normandy
Noes - Hardeman

SUMMARY

The PUC finds by a preponderance of the evidence that the claim submitted by Stacy on Contract No. MR-1038 was false, and that Stacy knowingly and intentionally submitted the false claim to San Francisco.

As a result of the findings and conclusions herein, the PUC deems Stacy an irresponsible contractor for a period of five years commencing on June 6, 1994. Stacy, and/or any enterprise that has substantially similar officers, directors, owners and/or principals as Stacy, shall not be allowed to act as a contractor or subcontractor on any public work or improvement for the City and County of San Francisco for the five year period.

The PUC further orders that at any time after two years, Stacy (and any enterprise with substantially similar officers, directors, owners and/or principals) is eligible to apply for reinstatement as a responsible bidder. The application for reinstatement may be submitted prior to June 6, 1996, but the reinstatement cannot become effective until June 6, 1996. On the application for reinstatement, Stacy must demonstrate to the PUC's (or any successor Commission's) satisfaction that Stacy has acted as a responsible contractor on all San Francisco and other public work projects that Stacy has worked on during the two year period.

This Order shall not apply to any contract entered into and executed by Stacy and the City and the County of San Francisco prior to June 6, 1994.

The following persons spoke during the meeting:

Geoffrey Spellberg, Deputy City Attorney, presented the issues for the Commission's consideration.

Randall Smith of the law firm of Knecht, Haley, Lawrence & Smith, represented Stacy & Witbeck, Inc.

Other speakers were: Bob Planthold, commenting on the penalty, if the charges are upheld; and David Rogers and Lyman K. Wong supporting Stacy & Witbeck, Inc.

* * * * *

THEREUPON, THE MEETING WAS ADJOURNED; 12:33 p.m.

Romaine A. Boldridge
Secretary

JUL 08 1994

SAN FRANCISCO
PUBLIC LIBRARY

MINUTES

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.
June 14, 1994

COMMISSIONERS

Kay K. Yu, President

Michael E. Hardeman, Vice President

James D. Jefferson

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Municipal Railway

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:13 p.m.

Present: President Kay K. Yu, Vice President Michael E. Hardeman,
Commissioner James D. Jefferson, Commissioner Morton Miller,
Commissioner E. Dennis Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the Minutes of the Regular Meeting of May 24, 1994 were approved.

On motion of Commissioner Hardeman, seconded by President Yu, the Minutes of the Special Meeting of May 27, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of President Yu, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0142 BPT Approving a settlement offer in the litigation case of Valero v. CCSF, Superior Court No. 953-205.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0143 BF Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of claims against the Municipal Railway totaling \$75,000.00.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0144 BF Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of claims against the Municipal Railway totaling \$83,630.44.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0145 BF Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of claims against the Water Department totaling \$35,000.00.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0146 HH Authorizing the General Manager of Public Utilities to transfer funds totaling \$250,000 to the Supervisory Control and Data Acquisition (SCADA) Project from Electronics Governor Systems, Moccasin Energy Absorber, and Moccasin Reservoir Repair Gates projects.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0147 WD Requesting the Mayor to recommend to the Board of Supervisors a supplemental appropriation in the amount of \$142,011.61 for the San Francisco Water Department Bay Division Pipelines #1 and #2, Expansion Joint Rehabilitation Project to be funded from the Water Department's Zanker Road Inspection Project.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0148 WD Authorizing the transfer of unclaimed consumer's closed accounts credit balances in the total amount of \$36,622.20 to the Unappropriated Surplus of the Water Department, Clean Water Program and the General Fund.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0149 UEB Authorizing and approving the substitution of subcontractor Gildersleeve Electric for Jesak Electric Co. to perform electrical work for Municipal Railway Contract No. MR-899, Modifications to the Geneva Yard and Shop, General Construction.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0150 UEB Authorizing bid call for San Francisco Municipal Railway Contract No. MR-1111, Muni Metro System, North Embarcadero Track Extension, Phase 2 - North Point Street to Powell Street.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0151 UEB Accepting the work performed under Municipal Railway Contract No. MR-1107, Station Agent Booth Improvement, as completed; approving final contract modification to extend the contract completion time to 159 days and to reduce the contract amount to \$193,426.15; and approving final payment of \$24,537.24 to the contractor, Cresci Electric, Inc.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0152 UEB Awarding San Francisco Water Department Contract No. WD-2159R, Forest Hill Concrete Tank Interior Coating, in the amount of \$49,820.00 to Epoxy Contractors, as the lowest responsive bidder.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner Yu, the following resolution was adopted:

94-0153 UEB Accepting the work performed under San Francisco Water Department Contract No. WD-2138, 8-Inch Ductile Iron Main Installation in Bryant Street between 22nd and 24th Streets, York Street between 22nd and 26th Streets, and Hampshire Street between 22nd and 25th Streets, as satisfactorily completed; approving debit Contract Modification No. 1 in the amount of \$67,247.00; and authorizing final payment in the amount of \$89,592.00 to the contractor, P&J Utility Co..

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0154 BPT Ratifying and approving the non Civil Service and temporary appointments and removals made by the General Manager of Public Utilities for the month of April 1994.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Miller, the following resolution was adopted:

94-0155 MR Approving the provision of bulletin board display cases at the new San Francisco State University platform on the M-line for use by the public to post notices; directing staff to monitor use of said display cases and report periodically to the Commission on their condition; and reserving the right to discontinue usage of said display cases for public notices at any time.

VOTE: AYES - Yu, Hardeman, Miller
NOES - Jefferson, Normandy

On motion of Commissioner Miller, seconded by Commissioner Hardeman, the following resolution was adopted:

94-0156 MR Authorizing the General Manager of Public Utilities to execute an agreement with the Board of Trustees of the California State University for the maintenance and joint use of Muni's new high-level boarding platform and associated amenities at 19th and Holloway Avenues; and recommending approval of said agreement by the Board of Supervisors.

VOTE: AYES - Hardeman, Jefferson, Miller, Normandy
EXCUSED - Yu

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0157 MR Authorizing the General Manager of the Municipal Railway to direct the Geary Transit Study team to carry forward seven recommended Geary transit alternatives into a more comprehensive analysis and to carry forward one or more BART regional alternatives contingent on availability of funds by July 15, 1994.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

94-0158 MR Declaring Muni's property at 24th and Utah Streets surplus; and approving the terms and conditions of an agreement to sell this property to the San Francisco Parking Authority for use as the site for a parking garage to serve San Francisco General Hospital.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0159 WD Authorizing the General Manager of Public Utilities to execute an agreement with Santa Clara Valley Water District to pay for the share of the San Francisco Water Department in the cost of relocating Bay Division Pipeline Nos. 3 and 4 to an underground alignment, and to make any nonmaterial changes to the proposed agreement.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Hardeman, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0160 WD Approving an additional \$1,000,000 in the Water Department's FY 1994-95 operating budget to support the Fire Department's Auxiliary Water Supply System (AWSS).

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Normandy, the following resolution was adopted:

94-0161 HH Designating July 26, 1994 as the date, time and place to hold a public hearing on the findings in fact under section 6.407 of the City Charter to increase the transfer to the general fund from Hetch Hetchy Water and Power FY 1994-95 budget to \$25,551,037.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Miller, seconded by President Yu, the following resolution was adopted:

94-0162 HH Urging the Board of Supervisors to authorize the General Manager of Hetch Hetchy Water and Power to enter into a mutual aid agreement with the Cities of Burbank, Glendale, Pasadena, Alameda, Palo Alto, Santa Clara, Anaheim, and Trinity County for the maintenance and repair of electrical facilities on emergency situations.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0163 UEB Authorizing the Manager of Utilities Engineering Bureau to negotiate and execute Modification No. 2 to the contract with Stacy & Witbeck/Kingston, Municipal Railway Contract No. MR-899, Modifications to the Geneva Yard and Shop, to procure and install a mechanical lift at the new boarding island at San Jose Avenue and Geneva Avenue; and extending contract completion time not to exceed 21 calendar days for an amount not to exceed \$122,000.00.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0164 UEB Awarding San Francisco Water Department Contract No. WD-2171, Repaving of Street and Sidewalk Openings for the Fiscal Year ending June 30, 1995, in the amount of \$1,164,240.00 to A. Ruiz Construction Company and Associates, Inc., as the lowest responsive bidder.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by Commissioner Miller, the following resolution was adopted:

94-0165 UEB Authorizing the Manager of Utilities Engineering Bureau to execute Amendment No. 1 to the professional services agreement with Woodward-Clyde Consultants for additional engineering study of the Niles Canyon route as an alternative alignment to Irvington Tunnel, for an amount not to exceed \$192,973 and to extend the time for completion of the contract six (6) months from the date of the Notice to Proceed.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of President Yu, seconded by Commissioner Jefferson, the following resolution was adopted:

94-0166 UEB Awarding San Francisco Water Department Contract No. WD-2120, 8-Inch Ductile Iron Main Installation in Hyde Street between McAllister and California Streets and in Turk Street between Hyde and Larkin Streets, in the amount of \$485,250.00 to P&J Utility Co., as the lowest responsive bidder, subject to the Board of Supervisors' approval to extend the time for award.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

On motion of Commissioner Jefferson, seconded by President Yu, the following resolution was adopted:

94-0167 BF Authorizing the Assistant General Manager of Finance, Public Utilities Commission, to execute a professional services contract with Smith Dawson Associates, Inc. to serve as the federal agency liaison, advocate and advisor on transportation program matters, with a provision that the contract shall be extended on a month-to-month basis for a period not to exceed 12 months and expires on June 30, 1995, at a total contract cost not to exceed \$55,000.

VOTE: AYES - Yu, Hardeman, Jefferson, Miller, Normandy

Copies of the above resolutions are available in the office of the Secretary of the Public Utilities Commission.

EXECUTIVE SESSION

President Yu announced that the Public Utilities Commission met in Executive Session prior to the regular meeting from 1:45 p.m. to 2:10 p.m. to confer with legal counsel regarding the case of Valero v. CCSF, Superior Court No. 953-205. The Commission unanimously approved a settlement offer.

President Yu moved and Commissioner Normandy seconded a motion not to disclose the discussion in the executive session. The motion passed unanimously.

GENERAL MANAGER'S REPORT

Management Audit of the San Francisco Water Department by the Board of Supervisors' Budget Analyst

John Mullane, General Manager of the Water Department, noted that the Water Department concurred with some recommendations made by the Board of Supervisors Budget Analyst. Some of those recommendations had been implemented such as the deletion of seven positions that reduced the department's budget by \$450,000. Some would take some time to implement. He said that the Water Department disagreed with the recommendation to reclassify five positions in the Customer Services Division as it would impact the level of service the department currently provides and reduce revenue. He also disagreed with the recommendation concerning contract management and the separation of water quality operations and laboratory operations.

PUBLIC COMMENTS

Bob Planthold, Chair of the Municipal Railway Accessibility Advisory Committee, spoke urging the Municipal Railway to participate in the Metropolitan Transportation Commission's Transportation Awards, specifically the Doris W. Kahn Accessible Transportation Award. He also expressed concern about the completion of the F-Line Project and urged the Commission to review the contracts for the project.

Consent Calendar Item No. 9(l): Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of claims against the Municipal Railway totaling \$50,000.00.

This item was continued for discussion in an Executive Session to be scheduled on June 28, 1994.

Item No. (10): Authorizing the transfer of certain real properties from the Water Department and Hetch Hetchy Project to the Transportation Commission to implement the provisions of Proposition M.

This item was continued to the next meeting on June 28, 1994.

Resolution No. 94-0156: Authorizing the General Manager of Public Utilities to execute an agreement with the Board of Trustees of the California State University for the maintenance and joint use of Muni's new high-level boarding platform and associated amenities at 19th and Holloway Avenues.

Commissioner Jefferson moved and Commissioner Miller seconded a motion to excuse President Yu from voting on this item. The motion passed unanimously.

Commissioner Miller moved and Commissioner Hardeman seconded a motion to adopt Resolution No. 94-0156. The motion passed unanimously.

Resolution No. 94-0157: Authorizing the General Manager of the Municipal Railway to direct the Geary Transit Study team to carry forward seven recommended Geary transit alternatives into a more comprehensive analysis and to carry forward one or more BART regional alternatives.

Peter Straus, Director, Municipal Railway Service Planning, stated that staff was recommending seven alternatives to be studied for the Geary Transit Corridor Project. They are upgraded bus service, two partial subway light rail alternatives, three partial subway trolley bus alternatives and one all surface light rail alternative. Mr. Straus noted that the seven alternatives were selected based on travel time savings, ridership projection and operating costs. He handed out a document showing a comparison of travel times to Sansome and Market for each alternative. He stated that Muni staff had attended ten community meetings and a meeting with the Citizen Advisory Committee of the San Francisco Transportation Authority.

Regarding the Bay Area Rapid Transit District (BART) alternative, Mr. Straus advised that a regional BART alternative be included in the study and evaluated as to how this alternative performs with or without the Muni alternative.

Wilfred Ussery, Member of the Board, Bay Area Rapid Transit District, requested that the Municipal Railway include a BART alternative that will allow BART to proceed along Geary Boulevard to Park Presidio Boulevard and then to the Golden Gate Bridge. He stated that funding for construction work on a BART alternative would be coming from ISTEA-2 federal funds.

Dennis Louie commented about the need for street cars on Geary Boulevard.

Jackie Sachs, representing the Geary Streetcar Citizens Committee, spoke in support of a light rail transit system on Geary Boulevard.

Ron Miguel, President, Planning Association for the Richmond, spoke in support of staff's recommendation to carry forward seven alternatives. He was opposed to the BART alternative to extend BART along Park Presidio Boulevard.

Margaret Brady, representing Save Our Richmond Environment (SORE), requested that there be more public participation in the project and to consider providing more transportation services to areas like the Sunset District.

Andy Nash, Chair, Citizen Advisory Committee of the San Francisco City & County Transportation Authority, commented in support of staff's recommendation to study seven alternatives. He stated that he agrees to include a BART alternative and that BART should pay for the costs of the study. He noted that BART projects compete with Muni projects for State and regional funding.

Howard Strassner, representing the Sierra Club, commented in support of the study and to consider a BART alternative without delaying service to San Francisco residents.

Norman Rolfe commented in support of staff's recommendation.

James Haas, Chair, Citizen Advisory Committee, spoke urging the Commission to proceed with the study and that he would support a BART alternative if BART would pay for the costs.

Commissioner Dennis Normandy asked whether reducing the number of alternatives from seven to four alternatives could achieve cost savings. The four alternatives he mentioned were upgraded bus service, one partial subway light rail, one partial subway trolley coach and one all surface light rail alternative. He pointed out that reducing the number of alternatives would provide more efficient use of money, better focus in deciding the best alternatives, and provides the public clearer understanding of the alternatives. Mr. Straus responded that the seven alternatives recommended by staff have technical variations between them. He stated that those alternatives represented issues addressed by the community.

President Yu pointed out that a BART alternative would be included in the project if funds would be made available by the Bay Area Rapid Transit District to conduct the additional work.

President Yu made a motion, seconded by Commissioner Jefferson, to adopt Resolution No. 94-0157. The motion passed unanimously.

Resolution No. 94-0158: Declaring Muni's property at 24th and Utah Streets surplus; and approving the terms and conditions of an agreement to sell this property to the San Francisco Parking Authority.

Philip Chin, Municipal Railway Deputy General Manager for Administration, and Kevin Hagerty, Director of the Parking Authority, stated that the Parking and Traffic Commission had agreed to the resolution relating to the sale of Muni's property at 24th and Utah Streets.

Commissioner Jefferson moved and President Yu seconded to adopt the resolution. The motion passed unanimously.

Resolution No. 94-0161: Designating Tuesday, July 26, 1994, as the date to hold a public hearing on the findings in fact under section 6.407 of the City Charter to increase the transfer to the general fund from Hetch Hetchy Water and Power to \$25,551,037.

Commissioner Jefferson moved and President Yu seconded to rescind the action by the Commission designating July 14, 1994 as the hearing date. The Commission passed the motion unanimously.

President Yu made a motion, seconded by Commissioner Normandy, to set the hearing date Tuesday, July 26, 1994. The motion passed unanimously.

Resolution No. 94-0164: Awarding San Francisco Water Department Contract No. WD-2171, Repaving of Street and Sidewalk Openings for the Fiscal Year ending June 30, 1995, in the amount of \$1,164,240.00 to A. Ruiz Construction Company and Associates.

Chris Welsh, Ron Poff and Gabriel Valles, members of Teamster Local 216, and Kristen Spalding, attorney for the union spoke against the award of Water Department Contract No. WD-2171 to A. Ruiz Construction Company. They were opposed to awarding the contract to A. Ruiz Construction Company because they were of the opinion that A. Ruiz Construction was an irresponsible bidder and that it violated the contract with the City and did not comply with the State Wage Law to pay workers the prevailing wage rate. Mr. Poff presented some photos to the Commission.

Richard Stromberg, attorney for A. Ruiz Construction Company, urged the Commission to award the contract to the lowest responsive bidder. He stated that the protest was a jurisdictional dispute between the union and laborers and that the Teamsters had no standing in the contract.

Robin Reitzes, Deputy City Attorney, stated that the Teamsters did not have standing to lodge a protest since it was not a bidder to the contract.

John P. Mullane, General Manager of the Water Department, stated that the State, the Labor Commission and the Office of the District Attorney were involved in the investigation of the issue regarding wages and the Water Department would be relying on their findings. He pointed out that the Water Department employs an inspector that monitors whether a job is completed according to the terms of the contract.

THEREUPON, THE MEETING WAS ADJOURNED: 4:15 P.M.

Romaine A. Boldridge
Commission Secretary

DOCUMENTS DEPT.

JUL 08 1994

SAN FRANCISCO
PUBLIC LIBRARY

MINUTES

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
~~2:00 P.M.~~
June 28, 1994

COMMISSIONERS

Michael E. Hardeman, Vice President

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:07 p.m.

Present: Vice President Michael E. Hardeman, Commissioner Morton Miller,
Commissioner E. Dennis Normandy

Commissioners Yu and Jefferson resigned from the Public Utilities
Commission effective June 28, 1994.

Commissioner Hardeman presided.

The Commission unanimously approved the continuance of the election of the President
and Vice President to the next Commission meeting for a full Commission.

On motion of Commissioner Miller, seconded by Commissioner Normandy, the Minutes of
the Special Meeting of June 6, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities
Commission.

RESOLUTION

NO.

On motion of Commissioner Normandy, seconded by
Commissioner Miller, the following resolution was adopted:

94-0168 GM Commending Kay K. Yu, former member of the Public Utilities
Commission.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by
Commissioner Miller, the following resolution was adopted:

94-0169 GM Commending James D. Jefferson, former member of the Public
Utilities Commission.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner Normandy, the following resolution was adopted:

94-0170 GM Commending Johnny B. Stein, General Manager of the Municipal Railway.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0171 GM Congratulating Philip H. Adams for his appointment as Director of Public Transportation Commission.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0172 BF Approving collection of charges for damages for the months of April and May 1994 against the Municipal Railway from miscellaneous debtors in the amount of \$15,679.95 and write-off compromise reduction in the amount of \$342.68; Water Department from miscellaneous debtors in the amount of \$1,388.66; and Hetch Hetchy in the amount of \$3,594.18.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0173 WD Authorizing the Water Department to write-off the \$396,349 receivable from the Department's billing system.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

- 94-0174 UEB Approving the transfer of \$70,000 from Water Department Project: New Services and Meters, to Project: Removal Underground Tanks - Central Pump Station.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

- 94-0175 UEB Approving the plans and specifications as prepared and recommended by staff; authorizing Bid Call for Water Department Contract WD-2173, Harry W. Tracy Water Treatment Plant Slope Stabilization.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

- 94-0176 UEB Requesting the Board of Supervisor's approval to extend the time for award of Water Department Contract WD-2151, 8-Inch Ductile Iron Main Installation in Sutter between Larkin and Webster Streets; awarding the contract in the amount of \$411,520.00 to P & J Utility Co., the lowest responsive bidder.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

- 94-0177 UEB Accepting the work performed under Municipal Railway Contract MR-887E, Flynn Facility Emergency Ventilation Work, as satisfactorily completed; approving Contract Modification No. 3 for credit in the amount of \$7,725.00; authorizing final payment in the amount of \$3,056.75 to the contractor, Interlane General Engineering, Inc. and P & J Utility Co., AJV.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0178 UEB Accepting the work performed under Municipal Railway Contract MR-898R, No. 14 Mission Line Trolley Overhead Reconstruction Phase A, as satisfactorily completed; approving credit Contract Modification No. 3 in the amount of \$494,971.97; and authorizing final payment in the amount of \$50,000 to the Contractor, L.K. Comstock and Co. Inc.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0179 UEB Accepting the work performed under Municipal Railway MR-1104; approving final modification to reduce the contract to \$339,663.04, and approving the release of the final payment in the amount of \$67,201.86 to the City of Daly City.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0180 UEB Granting authorization to execute Contract Modification No. 3 to increase the contract amount by \$6,481.71 to \$413,387.71 with Walton Engineering, Inc. for Water Department Contract WD-2118, CDD Yard Underground Tank Replacement; authorizing the acceptance of Contract WD-2118 work as satisfactorily and materially completed in accordance with the contract requirements; authorizing that the final payment and retention be released.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0181 BF Requesting the Controller to transfer surplus funds within the PUC departments to cover the projected \$87,692 deficit for Worker's Compensation and \$645,992 deficit for services of the City Attorney.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0182 WD Authorizing the Water Department to transfer \$200,000 from Lower Crystal Spring Dam Safety Improvements Project to Seismic Risk Analysis Project to fund a vulnerability study of PUC facilities.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0183 BF Authorizing the Assistant General Manager of Finance, or his successor to memorialize the existing BART-Muni Daly City transfer arrangement between the parties, and make adjustment to better reflect the actual transfer ticket usage on Muni buses serving the Daly City BART station.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0184 MR Authorizing the Assistant General Manager of Finance to execute the agreement with BART to receive \$1,546,294 for regional trips made using Muni during 1993-94.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner Normandy, the following resolution was adopted:

94-0185 GM Authorizing the transfer of certain real properties from the Water Department and Hetch Hetchy to the Municipal Railway in order to carry out the mandate of the voters and implement the provisions of Proposition M.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0186 GM Authorizing the General Manager of the Public Utilities Commission to provide mutual assistance to the Public Transportation Commission as necessary to facilitate continued operations during the transition period.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner Normandy, the following resolution was adopted:

94-0187 GM Transferring all of the functions, equipment, facilities, personnel, contracts and real properties of the Municipal Railway to the Department of Public Transportation and transferring any other responsibilities, obligations or business of the Public Utilities Commission relating to the Municipal Railway to the Public Transportation Commission.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0188 GM Transferring designated Permanent Civil Service status employees by Transfer of Function to the Public Transportation Commission, effective today; separating designated temporary Civil Service, Limited Tenure, Non-Civil Service, Provisional and Exempt status employees, effective today; and transferring accrued compensatory time balances for all employees transferred and/or reappointed to the Public Transportation Commission.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner Normandy, the following resolution was adopted:

94-0189 HH Authorizing the General Manager, Hetch Hetchy Water and Power, to negotiate and execute a professional services agreement with Henwood Energy Services, Inc. to provide "as-needed" power planning services for a period of up to five years and an amount not to exceed \$250,000 in the first year.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted in Executive Session:

94-0192 Approving settlement of litigation in the case of Anderson Chevrolet vs. City & County of San Francisco, et.al. , Superior Court No. 364-640.

VOTE: AYES - Hardeman, Miller, Normandy

Copies of the above resolutions are on file in the Office of the Secretary of the Public Utilities Commission.

PUBLIC COMMENTS:

Robert Pender, a retired Municipal Railway employee, spoke requesting clarification regarding revocation of Muni Transit Passes for retired Municipal Railway employees. The Bureau of Personnel & Training issued notices to non-Muni employees to return their Muni Transit passes by June 30, 1994. Mr. Pender was advised to contact Ann Courtright of the Bureau of Personnel and Training.

Resolution No. 94-0185: Authorizing the transfer of certain real properties from the Water Department and Hetch Hetchy to the Municipal Railway in order to carry out the mandate of the voters and implement the provisions of Proposition M.

Anson B. Moran, General Manager, Public Utilities Commission, advised the Commission that there is one strip of land along the Southern Pacific tracks, (the old 40 Line), which is being retained for ownership by the Water Department for preservation as a transit corridor.

Commissioner Miller made a motion to adopt the resolution, seconded by Commissioner Normandy. The motion passed unanimously.

The Commission met in Executive Session after the regular meeting from 2:55 p.m. to 3:12 p.m. to confer with legal counsel regarding an existing litigation, Anderson Chevrolet v. City & County of San Francisco, et.al., Superior Court No. 364-640. On motion made by Commissioner Normandy, seconded by Commissioner Miller, the Commission unanimously adopted Resolution No. 94-0190 approving a settlement in this case.

THEREUPON, THE MEETING WAS ADJOURNED TO AN EXECUTIVE SESSION:
2:25 P.M.

Romaine A. Boldridge
Secretary

MINUTES

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

DOCUMENTS DEPT.

JUL 29 1994

SAN FRANCISCO
PUBLIC LIBRARY

REGULAR MEETING

Room 282, City Hall

2:00 P.M.

July 12, 1994

COMMISSIONERS

Michael E. Hardeman, Vice President

Morton Miller

E. Dennis Normandy

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Financial Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:10 p.m.

Present: Vice President Michael E. Hardeman, Commissioner Morton Miller,
Commissioner E. Dennis Normandy

Commissioner Hardeman presided.

On motion of Commissioner Normandy, seconded by Commissioner Miller, the Minutes of the Regular Meetings of June 14, 1994 and June 28, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of Commissioner Miller, seconded by Commissioner Normandy, the following resolution was adopted:

94-0191 BPT Ratifying and approving the non Civil Service and temporary appointments and removals made by the General Manager of Public Utilities for the month of May 1994.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner Normandy, the following resolution was adopted:

94-0192 GM Approving the assignment by the City Attorney of attorneys detailed to the Public Utilities Commission.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by
Commissioner Miller, the following resolution was adopted:

94-0193 HH Authorizing the General Manager of the Public Utilities
Commission to approve the Bid Call, and to award the contract for
Hetch Hetchy Water & Power Contract No. WP04, Tuolumne
Meadows Sewer Rehabilitation, Campgrounds "A," "C" and "D."

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Miller, seconded by Commissioner
Normandy, the following resolution was adopted:

94-0194 WD Authorizing the General Manager of the San Francisco Water
Department to advertise and circulate a Request-for-Qualifications
for the preparation of a Teachers' Guide for the San Francisco
Water Department's student booklet, Hetch-Hetchy's Water Magic.

VOTE: AYES - Hardeman, Miller, Normandy

On motion of Commissioner Normandy, seconded by
Commissioner Miller, the following resolution was adopted:

94-0195 WD Authorizing Amendment No. 2 to the agreement with ARCUS
Architecture and Planning to extend the terms of the contract to
October 31, 1994, for a total contract amount not to exceed
\$50,000.

VOTE: AYES - Hardeman, Miller, Normandy

Copies of the above resolutions are on file in the office of the Secretary of the Public
Utilities Commission.

ANNOUNCEMENT

President Hardeman announced that the Commission met in executive session on Tuesday, June 28, 1994 from 2:55 p.m. to 3:12 p.m. to confer with legal counsel regarding Anderson Chevrolet v. City & County of San Francisco, et.al., Superior Court No. 364-640. The Commission adopted Resolution No. 94-0190 approving settlement of the case.

On motion of Commissioner Miller, seconded by Commissioner Normandy, the Commission voted unanimously not to disclose the discussion in the executive session.

Resolution No. 94-0192: Approving the assignment by the City Attorney of attorneys detailed to the Public Utilities Commission.

Commissioner Normandy directed staff to send a letter to George Krueger, former Utilities General Counsel, thanking him for his services to the Public Utilities Commission.

The Commission voted unanimously to adopt Resolution No. 94-0192 approving the assignment of Thomas Berliner as Utilities General Counsel. Mr. Berliner would be assisted by Christiane Hayashi, Joshua Milstein and John Roddy.

Resolution No. 94-0194: Authorizing the General Manager of the San Francisco Water Department to advertise and circulate a Request for Qualifications for the preparation of a Teachers' Guide for the San Francisco Water Department's student booklet, Hetch Hetchy's Water Magic.

Commissioner Normandy asked about the number of booklets that would be produced and the costs involved in printing and distributing them. John Mullane, General Manager of the Water Department, responded that the booklets would be distributed to all public elementary and high schools in San Francisco. Mr. Mullane said that he would respond to Commissioner Normandy's inquiry with more details in writing.

The Commission voted unanimously to adopt Resolution No. 94-0194.

THEREUPON, THE MEETING WAS ADJOURNED AT: 2:18 P.M.

Romaine A. Boldridge
Secretary

8/6/94

MINUTES

PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.

July 26, 1994

DOCUMENTS DEPT.

AUG 16 1994

SAN FRANCISCO
PUBLIC LIBRARY

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:00 p.m.

Present: Commissioner Morton Miller, Commissioner E. Dennis Normandy, Commissioner Marion E. Otsea, Commissioner Yasin (Sal) Salma, Commissioner Robert K. Werbe

Romaine A. Boldridge, Commission Secretary, called the meeting to order.

ELECTION OF OFFICERS

Ms. Boldridge stated that the offices of president and vice president were vacant. The officers to be elected today would serve for the unexpired terms ending the second regular meeting of the Commission in January 1995.

Commissioner Normandy nominated Commissioner Miller for President. No other nominations were made. Commissioner Miller was unanimously elected President.

President Miller presided for the remainder of the meeting.

President Miller nominated Commissioner Normandy for Vice President. No other nominations were made. Commissioner Normandy was unanimously elected Vice President.

APPROVAL OF MINUTES

Commissioner Salma inquired about Resolution No. 94-0194 in the minutes of July 12, 1994. The resolution authorizes the Water Department to advertise and circulate a Request for Qualifications for the preparation of a Teacher's Guide for the Water Department's student booklet, Hetch Hetchy's Water Magic. Commissioner Salma wanted to know whether the guide would be available to private schools as well. Christine Morioka, Water Department's Resource Planning Manager, stated that the department would distribute the booklets to every school that will use the curriculum.

Commissioner Otsea stated that she was going to abstain from voting on the minutes as she was not present at that meeting. Randy Riddle, Deputy City Attorney, explained that the minutes had been made available to the public and that not having received comments from anyone warrants that the minutes were in order. Commissioner Otsea removed her abstention based on the City Attorney's statement.

Commissioner Normandy made a motion, seconded by Commissioner Salma to approve the minutes of July 12, 1994. The motion passed unanimously.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION

NO.

On motion of Commissioner Normandy, seconded by Commissioner Miller, the following resolution was adopted:

94-0196

Commending Michael E. Hardeman, former member of the Public Utilities Commission.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Normandy, seconded by Commissioner Otsea, the following resolution was adopted:

94-0197

GM

Accepting the findings mandated under Charter Section 6.407 as true regarding the appropriateness of increasing Hetch Hetchy Water and Power's contribution to the General Fund to \$25,551,037; and approving the increase thus amending the Fiscal Year 1994/95 budget for Hetch Hetchy Water & Power.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Normandy, seconded by Commissioner Otsea, the following resolution was adopted:

94-0198

BF

Approving collection of charges from miscellaneous debtors for damages against the Bureau of Light, Heat & Power in the amount of \$4,247.88 for the month of June 1994.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Normandy, seconded by Commissioner Otsea, the following resolution was adopted:

94-0199 WD Accepting the work performed under San Francisco Water Department Contract WD-2097, 8-Inch Ductile Iron Main Installation in Front Street between Jackson and Union Streets; Broadway between Davis and Front Streets; Davis Street between Broadway and Vallejo Streets; Vallejo Street between Davis and Front Streets, as satisfactorily completed; approving credit Contract Modification No. 2 in the amount of \$15,618.00; and authorizing final payment in the amount of \$18,868.56 to the Contractor, Uniacke Construction, Inc.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the following resolution was adopted:

94-0200 WD Authorizing the General Manager of the Water Department to advertise and request proposals from environmental consultants to provide as-needed environmental and health and safety consultant services to the department for a period of two years.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Normandy, seconded by Commissioner Salma, the following resolution was adopted:

94-0201 UEB Approving Contract Modification No. 1 to revise the scope of work for San Francisco Water Department Contract No. WD-2147R, SFWD Fire Protection Systems for a revised contract amount of \$316,428 and extend duration of the contract by eighty (80) calendar days.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

GENERAL MANAGERS REPORT

Anson B. Moran, General Manager of Public Utilities, gave each Commissioner a compilation of informational materials pertaining to the Public Utilities Commission and regulatory laws affecting the Water Department and Hetch Hetchy.

Resolution No. 94-0197: Accepting the findings under Charter Section 6.407 as true regarding the appropriateness of increasing Hetch Hetchy Water & Power's contribution to the General Fund to \$25,551,037.

Lawrence T. Klein, Deputy General Manager, Hetch Hetchy Water & Power, discussed in detail each of the findings mandated under Charter Section 6.407(d)(3) to determine whether Hetch Hetchy meets the requirements to transfer an additional \$15 million to the general fund in FY 1994-95. Mr. Klein affirmed that the findings were true and that it was appropriate for Hetch Hetchy Water & Power to make the transfer.

Commissioner Normandy made a motion, seconded by Commissioner Otsea, to adopt Resolution No. 94-0197. The motion passed unanimously.

Item No. (12): Briefing on open meeting laws and conflict of interest laws.

Randy Riddle, Deputy City Attorney, discussed the Ralph M. Brown Act, the City Charter and the San Francisco Sunshine Ordinance which are the primary laws that apply to meetings of City Boards and Commissions. He also discussed the Political Reform Act - Conflict of Interest Laws for Public Officials.

Item No. (13): Status report on providing temporary water service to The Presidio.

Christine Morioka, Water Department's Resource Planning Manager, gave a presentation on the status of providing water service to The Presidio. She stated that the Water Department's concerns were water supply, water quality, distribution and how The Presidio system would interface with San Francisco's water system.

Ms. Morioka stated that the Water Department was considering a long term agreement with The Presidio for mutual aid in the event of a drought or a disaster.

Ms. Morioka stated that The Presidio needs temporary water service to meet their demands while they rehabilitate their water treatment plant.

Mr. Moran stated that this matter does not require approval of the Commission. He noted that the Water Department would be compensated for the temporary water service provided to The Presidio.

Resolution No. 94-0200: Authorizing the General Manager of the Water Department to advertise and request proposals from environmental consultants to provide as needed environmental and health and safety consultant services to the department.

Mr. Moran stated that staff would include the price the consultant would charge for their services in the evaluation criteria.

THEREUPON, THE MEETING WAS ADJOURNED: 3:55 P.M.

Romaine A. Boldridge
Secretary

82
#3
8/3/94

MINUTES

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

SPECIAL MEETING

Room 2-C, City Hall
5:30 P.M.
August 3, 1994

DOCUMENTS DEPT.

AUG 16 1994

SAN FRANCISCO
PUBLIC LIBRARY

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 5:35 p.m.

Present: President Morton Miller, Vice President E. Dennis Normandy,
Commissioner Yasin (Sal) Salma, Commissioner Robert K. Werbe

Excused: Commissioner Marion E. Otsea

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of Commissioner Werbe, seconded by Commissioner Normandy, the following resolution was adopted:

94-0202	HH	Authorizing the General Manager to submit a proposal to the National Park Service consistent with Board of Supervisors policy resolution no. 389-94 to provide electrical energy to The Presidio.
---------	----	---

VOTE: AYES - Miller, Normandy, Salma, Werbe

A copy of the above resolution is on file in the office of the Secretary of the Public Utilities Commission.

Anson B. Moran, General Manager of Public Utilities, stated that previously the Commission had authorized staff to prepare and submit a proposal to sell power to The Presidio at cost. Subsequently, the Board of Supervisors passed a resolution urging the department to submit a bid to sell power at cost to the Park and at market value to the Park's tenants. The proposal before the Commission is consistent with the Board of Supervisors' request.

Lawrence B. Klein, Deputy General Manager, Hetch Hetchy Water and Power gave a broad outline of the department's proposal noting that this is a competitive situation where it would not be appropriate to discuss details of the proposal. Mr. Klein stated that the Park requested proposals for a firm to: build a new 12kV distribution system; assume ownership of the new system upon completion of construction; and provide full utility services for ten years. He pointed out that critical factors include the size of the electrical load, the load shape, or its fluctuation, the operating costs and the rates for wheeling the power.

The department's bid would provide a cost estimate to provide a new system. Operations and maintenance would probably be performed by personnel from the Bureau of Electricity and Telecommunications (BET). However, the department would solicit competitive bids for the work. BET is currently doing maintenance on streetlights for the department.

Mr. Klein said that the department would need to find a source of firm power before the City could commit to this contract.

On motion of Commissioner Werbe, seconded by Commissioner Normandy, Resolution No. 94-0202 was unanimously adopted.

THEREUPON, THE MEETING WAS ADJOURNED: 6:12 P.M.

Romaine A. Boldridge
Secretary

82
83
9/9/94

MINUTES

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.
August 9, 1994

DOCUMENTS DEPT

AUG 19 1994

SAN FRANCISCO
PUBLIC LIBRARY

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

2

Call to Order: 2:06 p.m.

Present: President Morton Miller, Vice President E. Dennis Normandy,
Commissioner Marion E. Otsea, Commissioner Yasin (Sal) Salma,
Commissioner Robert K. Werbe

On motion of Commissioner Normandy, seconded by Commissioner Otsea, the Minutes of the Regular Meeting of July 26, 1994 were approved.

On motion of Commissioner Normandy, seconded by Commissioner Werbe, the Minutes of the Special Meeting of August 3, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of Commissioner Salma, seconded by Commissioner Normandy, the following resolution was adopted:

94-0203	HH	Requesting the Board of Supervisors' approval for Hetch Hetchy Water & Power's memberships in California Rural Water Association and the Western Systems Coordinating Council.
---------	----	--

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Salma, seconded by Commissioner Normandy, the following resolution was adopted:

94-0204	HH	Authorizing the General Manager of Public Utilities to execute the eighth amendment to the agreement with JRP Historical Consulting Services, formerly Jackson Research Projects, for "as needed" historical consulting services, increasing the contract amount by \$80,000 for a total not to exceed \$652,240.
---------	----	---

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Salma, seconded by Commissioner Normandy, the following resolution was adopted:

94-0205 UEB Authorizing the Manager of the Utilities Engineering Bureau to execute Amendment No. 1 to the professional services agreement with Archaeological Services, Inc. for Cultural Resources Investigations for the Early Intake Septic System Rehabilitation Project, extending the contract completion date by one year to September 30, 1995.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the following resolution was adopted:

94-0206 UEB Accepting the work performed under the Water Department Contract WD-2083, San Antonio Pump Station - Purchase of Outdoor Power Control Centers, as satisfactorily completed; approving Contract Modification No. 2, increasing the contract amount from \$344,401.97 to \$359,049.62; and authorizing final payment in the amount of \$14,647.65 to Controlled Power Ltd.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the following resolution was adopted:

94-0207 UEB Awarding San Francisco Water Department Contract No. WD-2150, 8-Inch Ductile Main Installation in 23rd Street between Mission Street and Potrero Avenue, and 16-Inch Feeder Main Installation in Shotwell between 23rd and 21st Streets, in the amount of \$374,600.00 to Uniacke Construction, Inc.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the following resolution was adopted:

94-0208 BPT Ratifying and approving the Non Civil Service and temporary appointments and removals made by the General Manager of Public Utilities for the month of June 1994.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Normandy, seconded by Commissioner Otsea, the following resolution was adopted:

94-0209 WD Authorizing the General Manager of Public Utilities to execute the II-WARN Omnibus Mutual Aid Agreement governing procedures for mutual assistance between water agencies in times of emergencies.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

REPORT OF THE GENERAL MANAGER

Anson B. Moran, General Manager, Public Utilities Commission reported that Hetch Hetchy submitted its bid to the National Park Service to provide power to The Presidio.

Mr. Moran reported that City Hall would be closed for seismic retrofit at the end of this year. He noted that PUC's administrative office would be relocated to 1155 Market Street and that staff was planning to use the big conference room on the 4th Floor to hold the meetings of the Public Utilities Commission.

Item No. 10: Review of water rights challenges as they relate to the Federal Energy Regulatory Commission (FERC), the Bay Delta Hearings, the Environmental Protection Agency (EPA), and the Central Valley Project Improvement Act (CVPIA).

Thomas Berliner, Utilities General Counsel, discussed the background of the proceedings of the Federal Energy Regulatory Commission and the Bay Delta Hearings. He discussed in detail issues related to these hearings using maps and charts. Before the drought, staff presumed the department's firm yield of water from the river was 400 MGD. With the assistance of a consultant, data was recalculated and the firm yield was found to be 240 to 245 MGD. The demand is over 270 MGD. Currently, this is the fourth driest year of record.

Regarding the Bay Delta Hearings, Mr. Berliner said that the court had required the State Water Resources Control Board to look at water systems outside of the State Water Project, such as San Francisco's, to see whether they should be required to contribute to the water quality in the delta. The hearings will reconvene and consider this issue.

Regarding the Federal Energy Regulatory Commission (FERC) proceedings and the City's responsibility to release water for fish, FERC referred this matter to a federal mediation process which is due to begin in the next few months.

THEREUPON, THE MEETING ADJOURNED TO AN EXECUTIVE SESSION AT 4:13 P.M..

EXECUTIVE SESSION

The Public Utilities Commission met in Executive Session from 4:20 p.m. to 5:20 p.m., to confer with legal counsel regarding an existing litigation, Federal Energy Regulatory Commission (FERC) Project No. 2299, pursuant to Government Code Section 54956.9 (a) and (b) and Charter Section 3.500 (f) (2). No action was taken by the Commission.

Romaine A. Boldridge
Secretary

794
MINUTES

**PUBLIC UTILITIES COMMISSION -
CITY AND COUNTY OF SAN FRANCISCO**

DOCUMENTS DEPT.
SEP 16 1994
SAN FRANCISCO
PUBLIC LIBRARY

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall

2:00 P.M.

August 23, 1994

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Information Systems

Personnel and Training

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:11 p.m.

Present: President Morton Miller, Vice President E. Dennis Normandy,
Commissioner Marion E. Otsea, Commissioner Yasin (Sal) Salma,
Commissioner Robert K. Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the Minutes of the Regular Meeting of June 9 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of Commissioner Salma, seconded by Commissioner Normandy, the following resolution was adopted:

94-0210 UEB Accepting the work performed under San Francisco Water Department Contract No. WD-2100, 8-Inch Ductile Iron Main Installation in Treat Avenue between 20th and 28th Streets, as satisfactorily completed; approving credit contract Modification No. 1 in the amount of \$3,995.00; and authorizing final payment in the amount of \$19,409.00 to the contractor, E. Mitchell, Inc.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0211 UEB Authorizing bid call for San Francisco Water Department Contract No. WD-2178, Cleaning of Sunset Reservoir (North Basin).

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Normandy, seconded by Commissioner Salma, the following resolution was adopted:

94-0212 HH Authorizing the General Manager of Public Utilities to apply for, accept and expend \$100,000 in grant funding from the U.S. Department of Energy and the Urban Consortium Energy Task Force to support the department's energy management activities.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the following resolution was adopted:

94-0213 HH Adopting the City and County of San Francisco Public Utilities Commission's Policy on Street Lighting.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Normandy, seconded by Commissioner Otsea, the following resolution was adopted:

94-0214 WD Authorizing the General Manager of the San Francisco Water Department to execute a Memorandum of Understanding with the State Department of Fish and Game to conduct a wild pig control program on Alameda Creek watershed lands for the protection of watershed lands.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Werbe, seconded by Commissioner Normandy, the following resolution was adopted:

94-0215 WD Authorizing the General Manager of the Water Department to submit an amendment to Ordinances 185-91 and 346-91 to the Board of Supervisors that would allow owners of residential buildings in San Francisco an exemption from the requirement to install low-flow showerheads in residential buildings under certain conditions.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Werbe, seconded by Commissioner Otsea, the following resolution was adopted:

94-0216 WD Authorizing the General Manager of the San Francisco Water Department to submit an amendment to Ordinance 359-91 that would allow hospitals and other health facilities an exemption from the requirement to install aerators with flow restrictors on all faucets.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

ANNOUNCEMENT OF EXECUTIVE SESSION

Romaine Boldridge, Commission Secretary announced that the Commission met in executive session immediately after the regular meeting on Tuesday, August 9, 1994 regarding Federal Energy Regulatory Commission (FERC) Project No. 2299 and that no action was taken by the Commission.

Commissioner Normandy made a motion, seconded by Commissioner Otsea, not to disclose the discussion during the Executive Session. The motion passed unanimously.

INTRODUCTION OF NEW BUSINESS BY COMMISSIONERS:

Commissioner Normandy directed that the General Manager of Public Utilities submit a preliminary report to the Commission in 30 days and every six months thereafter about the actions the Water Department was pursuing concerning the recommendations made in the Budget Analyst's audit report of the Water Department.

Commissioner Salma inquired about the involvement of the Water Department in the Geneva Towers water quality issue. John P. Mullane, General Manager of the Water Department, stated that he had written the Deputy Director of the Department of Public Health offering to provide various types of assistance to the Health Department to address the problem. Mr. Mullane stated that the Water Department would be taking its own samples of the water on the City's side of the meter.

REPORT OF THE GENERAL MANAGER

Anson B. Moran, General Manager of Public Utilities, reported that Hetch Hetchy was in the competitive range in the bid to provide power to The Presidio. Larry Klein, Deputy General Manager, Hetch Hetchy Water and Power, stated that staff would be responding to the additional information requested by the National Park Service and would meet with them the following week.

NOTE: Item No. 11 on the Regular Calendar was taken out of order.

Item No. (11): Presentation reviewing the water supply situation.

Larry Klein, Deputy General Manager, Hetch Hetchy Water & Power, used an overhead projector to show graphs of the water supply situation at Hetch Hetchy. Mr. Klein stated that in a normal year, the City gets enough water through the Hetch Hetchy watershed to fill the reservoir twice over. In drought years, the City gets very little water. During the five-year drought 1987-1992, the entitlement of the City was 800,000 acre feet of water while the districts got 4.6 million acre feet. This entitlement means that the City is getting one year supply of water and the districts are getting four years supply. He stated that this is the reason Hetch Hetchy operates differently from other districts.

Mr. Klein explained the safe yield of the Hetch Hetchy system as the amount of water that could be delivered over a period of drought and reach a zero balance at the end of the period. Hetch Hetchy's safe yield is 240 million gallons a day.

Mr. Klein stated that there would be no rationing this year because the City met its non-rationing criteria and there is enough water stored to avoid rationing.

John Mullane, General Manager of the Water Department stated that 85% of the water supply comes from Hetch Hetchy and 15% comes from local reservoirs. He said that there was not enough water to meet the demands. He pointed out that there was a long drought in recent years and we anticipate other droughts in the future.

Mr. Mullane said that to augment the water supply, the department is looking at increased conservation activities, development of the groundwater basin in San Francisco, initiation of recycling efforts in conjunction with the Clean Water Program, moving reclaimed waste water to the San Joaquin Valley, conjunctive use and purchases and exchanges.

Mr. Mullane described a brief description of the Best Management Practices (BMP's) as listed by the State.

Mr. Mullane talked about the toilet rebate program by which owners of multi-family residential housing units could receive a \$75 rebate for installing two low flow toilets. He stated that the Water Department would implement a two-tier billing system effective March 1, 1995, whereby those who do not upgrade their toilets would be billed 50% higher than the regular billing rate. The department would undertake a stepped up information program within the next six months on this program.

Christine Morioka, Manager, Water Department Resource and Planning Division, discussed the integrated resource planning process as a way to approach the water supply problem.

Ms. Morioka stated that the department is working with the Department of Public Works in the preparation of a master plan for reclaimed water and another master plan for ground water. The ground water master plan would consider non-potable and potable uses.

Item No. (10): To consider comments to be submitted in association with California Urban Water Agencies (CUWA) and other agencies to the State Water Resources Control Board (SWRCB) regarding the proposed Bay/Delta water quality standards.

Thomas C. Berliner, Utilities General Counsel, gave a presentation regarding the water quality standards being proposed by the City in conjunction with the California Urban Water Agencies (CUWA) to the State Water Resources Control Board. The State Board recommended estuarine habitat standards to protect the water quality in the Bay Delta estuary and protect the beneficial uses of water. CUWA was proposing that the measurement of salinity content of water in the Delta estuary be two parts per thousand. CUWA was also proposing that the State measure compliance of entrapment zone location be based on hydrological patterns. Mr. Berliner discussed the importance of upstream location of entrapment zone. Another proposal of CUWA was a concept of mitigation credits that would allow water agencies to exchange water for non- water solutions. CUWA was also recommending establishment of a comprehensive monitoring program to ensure effectiveness of the estuarine habitat standards.

Commissioner Otsea referred to a project done by the Estuarine Institute, a joint venture of the United States Government and the State of California, which is identical to the monitoring program proposed by CUWA. She suggested incorporating the Institute by reference, in the comments that would be submitted to the State Board regarding the monitoring program. Mr. Berliner stated that they planned to submit more data to the State Board and had suggested that the Board hold the record open until October 28, 1994 when staff could add more information regarding the monitoring program.

THEREUPON, THE MEETING WAS ADJOURNED TO AN EXECUTIVE SESSION: 4:40.
p.m.

EXECUTIVE SESSION

The Public Utilities Commission met in executive session immediately following the meeting from 4:45 p.m. to 5:50 p.m. to confer with legal counsel regarding two existing litigations: Hallman and Bruce v. County of Tuolumne, et.al., Tuolumne County Superior Court No. 037-421; and Service Employees International Union (SEIU), Local 790 v. City and County of San Francisco Case No. 962456. No action was taken by the Commission.

Romaine A. Boldridge
Commission Secretary

P82
83
9/13/94

MINUTES

PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.

September 13, 1994

SEP 23 1994

SAN FRANCISCO
PUBLIC LIBRARY

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Information Systems

Personnel and Training

System Planning and Regulatory Compliance

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:13 p.m.

Present: President Morton Miller, Vice President E. Dennis Normandy,
Commissioner Marion E. Otsea, Commissioner Yasin (Sal) Salma,
Commissioner Robert K. Werbe

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the Minutes of the Regular Meeting of August 23, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the following resolution was adopted:

94-0217 BF Approving collection of charges from miscellaneous debtors for damages against the Bureau of Light, Heat & Power in the amount of \$2,051.52 for the month of July 1994.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the following resolution was adopted:

94-0218 WD Authorizing the transfer of \$150,000 from Water Department and Hetch Hetchy projects funds to cover the cost of relocating the PUC General Manager's offices for the period of seismic strengthening of City Hall to 1155 Market Street.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the following resolution was adopted:

94-0219 UEB Accepting the work performed under San Francisco Water

Department Contract No. WD-2152, Crystal Springs Pipeline No. 2 Section 3 and Sunset Supply Line - Dielectric Isolation, as satisfactorily completed; and authorizing final payment in the amount of \$5,481.99 to the contractor, M.C. Construction.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the following resolution was adopted:

94-0220 BPT Ratifying and approving the non Civil Service and temporary appointments and removals made by the General Manager of Public Utilities, for the month of July 1994.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Normandy, seconded by Commissioner Otsea, the following resolution was adopted:

94-0221 WD Authorizing the General Manager of the San Francisco Water Department to request approval of the Board of Supervisors to grant an easement to the State of California Department of Water Resources, to provide the Department of Water Resources access for the operation and maintenance of the San Antonio turnout facilities.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Werbe, seconded by Commissioner Normandy, the following resolution was adopted:

94-0222 WD Authorizing the General Manager of the Water Department to enter into a Joint Funding Agreement with U.S. Geological Survey (USGS) to construct, operate and maintain two streamgaging stations at Alameda Creek and Arroyo Hondo at a cost to the City of \$43,080.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Normandy, seconded by Commissioner Salma, the following resolution was adopted:

94-0223 WD Requesting the Board of Supervisors to amend the San Francisco Plumbing Code to exempt participants in the San Francisco Water Department's toilet rebate program from plumbing permit requirements to replace their toilets under the rebate program.

VOTE: AYES - Miller, Normandy, Otsea, Salma

EXCUSED - Werbe

On motion of Commissioner Normandy, seconded by Commissioner Otsea, the following resolution was adopted:

94-0224 WD Authorizing the General Manager of the Water Department to execute a Memorandum of Understanding with Brisbane Recycling Co., Inc. to act as a depot for the Water Department's toilet rebate program and to grind the discarded toilet for the cost of \$4 per toilet with the total amount not exceeding \$32,000 in FY 1994-95.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Werbe, seconded by Commissioner Otsea, the following resolution was adopted:

94-0225 WD Authorizing the General Manager of the Water Department to execute letter agreements with Mission Clay Properties and the East Bay Regional Park District, in conjunction with the decommissioning the Sunol Aqueduct, by which each party would drill wells and install pumps on their own properties; and authorizing the Water Department to reimburse the costs of well drilling, installation of pumps and maintenance fees for a ten year period, not to exceed \$95,000.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Normandy, seconded by Commissioner Salma, the following resolution was adopted:

94-0226 SP Authorizing the General Manager of Public Utilities to apply for, accept and expend \$100,000 in grant funding from the United States Environmental Protection Agency to evaluate alternatives for managing Lake Merced.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Werbe, seconded by Commissioner Salma, the following resolution was adopted in Executive Session:

94-0227 GM Approving appointment of Lawrence T. Klein as General Manager of Hetch Hetchy Water and Power.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Miller, the following resolution was adopted in Executive Session:

94-0228 GM Approving appointment of Diana Buchbinder as Manager, Bureau of Personnel and Training, Public Utilities Commission.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

ANNOUNCEMENT OF EXECUTIVE SESSION

Romaine A. Boldridge, Commission Secretary, announced that the Public Utilities Commission met in executive session following the regular meeting on Tuesday, August 23, 1994 and that no action was taken by the Commission in the following litigations: Hallman and Bruce v. County of Tuolumne, et.al. , Tuolumne County Superior Court No. 037-421; and Service Employees International Union (SEIU), Local 790 v. City and County of San Francisco Case No. 962456.

GENERAL MANAGER'S REPORT

Anson B. Moran, General Manager of Public Utilities, reported that the Public Utilities Commission was represented by seven out of 25 nominees in the Mayor's 1994 Managerial Excellence Awards. They are James Bowen, Matthew Gass, John Deakin, Steve Leonard, Willy Tsai, Lee Fong and Paul Mazza.

Item No. 10: Presentation on the Water Department's relationship with its suburban water customers.

John P. Mullane, General Manager of the Water Department, discussed the relationship of the Water Department with its suburban water customers as it pertains to water supply. He discussed the lawsuit filed by the suburban water customers against the City in 1974 in which the suburban water customers obtained an injunction to bar a rate increase. They settled out of court in 1984 that resulted to a settlement agreement and a master water sales contract between the City and County of San Francisco and suburban water users. The agreement expires on June 30, 2009.

Mr. Mullane stated that the suburban water customers were claiming then to make them co-grantees to get water from the City at cost. They were also contending that the Water Department was overcharging the individual suburban customers, there was inequality in rates setting, and that the Public Utilities Commission was illegally transferring Water Department funds to the City's general fund.

The settlement agreement with the suburban customers had major provisions that included establishment of supply assurance to a maximum annual average of 184 million gallons a day (MGD's). The suburban customers were using 144 MGDs then. The 40 MGDs in excess was residual water that would be distributed among BAWUA's members. The agreement also provided no guarantee for the City to meet any peak hour, daily demand by customers. It also allowed for the reduction of water consumption in drought years.

Mr. Mullane stated that the allocation of the non-vested portion of supply assurance and the establishment of a mechanism for deficiency allocation are major issues that need to be resolved between the City and suburban customers. BAWUA submitted an allocation plan to the City and staff would present this to the Commission for approval. Staff would also present a plan that would allow immediate allocation should there be a drought.

BAWUA requested that the City provide excess supply assurance to suburban customers. The cities of Santa Clara and San Jose requested that their status be changed from temporary and interruptible to permanent customers. The Commission should make the decision by 1997. The City needs to develop new resources of supply that will encompass the demand.

William H. Laws, Water Department's Finance Director, discussed the financing features, capital improvement projects, contract administration and contract renewal aspects of the agreement. He explained the suburban customers concern about classification of assets of the Water Department and the balancing account.

Resolution No. 94-0223: Requesting the Board of Supervisors to amend the San Francisco Plumbing Code to exempt participants in the San Francisco Water Department's toilet rebate program from plumbing permit requirements to replace their toilets under the rebate program.

Commissioner Otsea expressed concern in subsidizing multiple family residential owners by giving them \$75 rebate and granting exemption from plumbing permit fees.

Commissioner Werbe and Salma expressed that they are going to abstain from voting on this item due to conflict of interest. Christiane Hayashi of the City Attorney's Office advised the Commissioners that if they own multiple family housing units the Commissioners cannot vote on the item.

Commissioner Otsea said that she would like to schedule another hearing to discuss who should be eligible for the toilet rebate program.

Commissioner Normandy made a motion to adopt the resolution exempting participants in the toilet rebate program from plumbing permit requirements. Commissioner Miller seconded the motion. Commissioner Otsea voted no. Commissioners Salma and Werbe abstained. The motion failed for lack of a quorum.

Ms. Hayashi advised that it was not specified in the Board of Supervisors resolution whether the changes would affect single family or multiple residential housing units and therefore there is no conflict of interest if Commissioners Salma and Werbe vote on the item.

Commissioner Otsea agreed to proceed with the program with the understanding that the toilet rebate program would be recalendared to provide opportunity for the Commission to discuss who should be entitled to the program. Commissioner Otsea moved and Commissioner Normandy seconded to reconsider the previous motion. The motion passed 3-0.

Commissioner Otsea made a motion, seconded by Commissioner Normandy to allow Commissioner Werbe to be excused from voting. The motion passed 4-0.

Commissioner Normandy made a motion, seconded by Commissioner Salma to adopt Resolution No. 94-0223. The motion passed 4-1. Commissioner Werbe abstained.

Item No. 15: Authorizing the General Manager of the Water Department to execute Amendment No. 1 to the Professional Services Agreement with EQE, International, Inc. to perform additional tasks under Phase 2 of the Emergency Operations Plan, for an amount not to exceed \$50,000.

This item was taken off calendar.

Thereupon, the meeting was adjourned to an Executive Session at 3:20 P.M.

EXECUTIVE SESSION

The Public Utilities Commission met in Executive Session following the meeting on September 13, 1994 from 3:30 p.m. to 4:40 p.m. in Room 287, City Hall to consider public employee appointments pursuant to government Code Section 54957 and to confer with legal counsel regarding an anticipated litigation pursuant to Government Code section 54956.9(b)(1) and Charter Section 3.500(f) (2). The Commission approved the appointments of Lawrence T. Klein as General Manager of Hetch Hetchy Water and Power and Diana Buchbinder as Manager, Bureau of Personnel and Training, PUC effective immediately. The Commission did not take any action on the anticipated litigation.

Romaine A. Boldridge
Commission Secretary

282
#3
9/20/94

MINUTES

PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

SPECIAL MEETING

Room 282, City Hall
11:30 A.M.
September 20, 1994

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Information Systems

Personnel and Training

System Planning and Regulatory Compliance

Anson B. Moran
GENERAL MANAGER

Jill R. Thompson
ACTING SECRETARY

Call to Order: 11:40 a.m.

Present: President Morton Miller, Vice President E. Dennis Normandy,
Commissioner Marion E. Otsea, Commissioner Yasin (Sal) Salma,
Commissioner Robert K. Werbe

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of Commissioner Normandy, seconded by
Commissioner Salma, the following resolution was adopted:

94-0229	HH	Authorizing the General Manager of Public Utilities to execute a contract with the National Park Service providing for the City's construction of a replacement electrical distribution system on a cost reimbursement basis and providing for the City's sale of power and utility services for a period of ten years.
---------	----	---

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

Lawrence T. Klein, Hetchy Hetchy Water & Power General Manager stated that as of today's meeting, the National Park Service has made no decision regarding the proposal to supply power to The Presidio. Staff was advised by the Utilities General Counsel to move ahead and request approval of the Commission and the Board of Supervisors to authorize the Public Utilities Commission to execute a contract when the proposal is accepted by the National Park Service.

THEREUPON, THE MEETING WAS ADJOURNED: 11:55 A.M

Jill R. Thompson
Acting Secretary

RECEIVED DEPT.
OCT 13 1994

SAN FRANCISCO
PUBLIC LIBRARY

MINUTES

PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall

2:00 P.M.

September 27, 1994

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Information Systems

Personnel and Training

System Planning and Regulatory Compliance

Anson B. Moran
GENERAL MANAGER

Jill R. Thompson
ACTING SECRETARY

Call to Order: 2:05 p.m.

Present: President Morton Miller, Commissioner Marion E. Otsea, Commissioner Yasin (Sal) Salma, Commissioner Robert K. Werbe

Excused: Vice President E. Dennis Normandy

On motion of Commissioner Otsea, seconded by Commissioner Salma, the Minutes of the Regular Meeting of September 13, 1994 were approved.

On motion of Commissioner Werbe, seconded by Commissioner Salma, the Minutes of the Special Meeting of September 20, 1994 were approved.

A tape of the meetings is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0230 BF Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of claims against the Water Department totaling \$16,247.48.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0231 BF Approving collection of charges from miscellaneous debtors for damages against the San Francisco Water Department for the month of August 1994 in the amount of \$365.72.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0232 WD Authorizing the Water Department to transfer \$298,000 from Project 279, Various Building, Repair and Improvements to Project 300, Buildings and Grounds, Preventative Maintenance for use in the Department's suburban facilities in compliance with the American Disabilities Act.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0233 UEB Accepting the work performed under San Francisco Water Department Contract No. WD-2124, 8-Inch Ductile Iron Main Installation in Geary Boulevard between 5th and 16th Avenues, as satisfactorily completed; approving Contract Modification No. 1 in the amount of \$8,211.00 decreasing the contract amount from \$327,310.00 to \$319,099.00; and authorizing final payment of \$2,000.00 to the contractor, Shaw Pipeline, Inc.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0234 UEB Accepting the work performed under San Francisco Water Department Contract No. WD-2130R, Ventilation of Adit Structures, as satisfactorily completed; approving final contract modification in the credit amount of \$7,291.74 decreasing the contract amount from \$138,997 to \$131,705.26; and authorizing final payment of \$2,659.45 to the contractor, Pan-Marine Constructors, Inc.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Miller, the following resolution was adopted:

94-0235 UEB Authorizing bid call for Water Department Contract No. WD-2149, 8-Inch Ductile Iron Main Installation in Larkin Street between Pine Street and Pacific Avenue, and in Washington Street between Larkin and Gough Streets.

VOTE: AYES - Miller, Otsea, Werbe

NO - Salma

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0236 WD Authorizing the General Manager of the San Francisco Water Department to enter into a professional services contract with a qualified herpetologist, specializing in the San Francisco Garter Snake, to assist in securing a 404 permit from the U.S. Army Corps of Engineers for the removal of silt at the Upper Crystal Springs Reservoir Sedimentation Basin.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0237 WD Approving Amendment No. 2 to the agreement with the State Department of Water Resources for the construction, operation and maintenance of the temporary Sunol Blowoff Turnout within South Bay Aqueduct Right of Way, extending contract completion time to August 1, 1995 for an additional funding not to exceed \$100,000.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

- 94-0238 WD Authorizing the General Manager of the San Francisco Water Department to execute Amendment No. 3 to the professional services agreement with EDAW, Inc. to perform Phase IV of the Watershed Management Planning Project for the Peninsula and Alameda Creek Watershed lands, increasing the contract amount by a cost not to exceed \$689,000 and increasing the term of the contract to 46 months.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

- 94-0239 WD Authorizing the General Manager of the San Francisco Water Department to execute a Memorandum of Understanding with the East Bay Regional Park District for the coordination of watershed operations in the Alameda Creek watershed.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Miller, the following resolution was adopted:

- 94-0240 UEB Accepting the work performed under San Francisco Water Department Contract No. WD-2163, Sunol Water Temple Rehabilitation, as satisfactorily completed; approving Contract Modification No. 1 in the amount of \$30,353.33 and authorizing final payment in the amount of \$31,169.83 to the contractor, GT Construction, Inc.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Salma, seconded by Commissioner Otsea, the following resolution was adopted in Executive Session:

94-0241 BF Approving settlement of litigation in the case of Stacy & Witbeck v. CCSF (No. 417384-4), Calaveras Pipeline Settlement.

VOTE: AYES - Miller, Otsea, Salma

EXCUSED - Werbe

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

ANNOUNCEMENT OF EXECUTIVE SESSION

Jill R. Thompson, Acting Commission Secretary, announced that the Public Utilities Commission met in Executive Session following the meeting on September 20, 1994. The Commission approved the appointment of Lawrence T. Klein as General Manager of Hetch Hetchy Water and Power and Diana Buchbinder as Manager, Bureau of Personnel and Training, PUC. No action was taken on the anticipated litigation.

Commissioner Otsea made a motion, seconded by Commissioner Salma not to disclose the discussion during the Executive Session. The motion passed unanimously.

Item No. 9(a): Requesting the Controller to allot funds and to draw warrants against such funds as are or become available in payment of claims against the Water Department totaling \$63,500.00.

The item was removed from the Consent Calendar as it was already scheduled for discussion in the Executive Session following the regular meeting.

Item No. 10: Review of Water Quality and Water Treatment Projects.

Andrew DeGraca, Manager of the Water Department's Water Quality Section, discussed the Drinking Water regulations and the projects the Department is currently undertaking to comply with the regulations. Mr. DeGraca discussed the Water Quality Planning Study initiated in 1988 to figure out a water treatment process that would conform with the 1986 Safe Drinking Water Act amendments. The Department is now in the 4th phase of the project.

Mr. DeGraca also discussed the Information Collection Rule that required monitoring for disinfection/disinfection by-products and parasites. Staff is working on a Laboratory Information Management System to keep track of the number of different tests and to develop analytical methods for parasites and disinfection by projects.

Staff is investigating the Water Department's copper sulfate practices and working on a project to investigate ways of optimizing the use of copper sulfate. Mr. DeGraca stated that the department would be seeking the Commission's approval to hire a contractor to deal with copper environmental issues.

Steve Leonard of the Water Department's System Planning and Regulatory Compliance, discussed the filtration regulation for Hetch Hetchy water systems. The Department of Health Services issued a compliance order in 1993 to construct a water treatment plan by 1999 at a cost of \$500 million. Because the Water Department met EPA filtration avoidance criteria, the State agreed to change the regulations. The Water Department is developing other water treatment options to be submitted to the Department of Health Services that would cost less and meet their standards of water treatment. The Water Department has instituted an intensive monitoring campaign in order to comply with stringent water standards set by the State and EPA. Mr. Leonard stated that the Water Department is also working on the sanitary survey of Hetch Hetchy system to assure that the watershed areas meet standards.

Item No. 11: Report on the Water Department's response to the Board of Supervisors Management Audit.

John P. Mullane, General Manager, Water Department reported that the Board of Supervisors Budget Analyst made 50 recommendations to improve the Water Department's operations and to reduce cost. The Department agreed to 37 of the recommendations and have implemented eight of the 37 recommendations. They are currently working on the remaining 29 recommendations.

Item No. (12): Authorizing the General Manager of the San Francisco Water Department to offer a toilet rebate program aimed at replacing toilets to ultra low-flush toilets in multiple family units throughout the City.

This matter was continued to the next meeting for full Commission.

Item No. (15): Authorizing the General Manager of the Public Utilities Commission to execute a lease agreement with Encabo Enterprises, as lessee, to lease a 3,148 square foot parcel of the San Andreas Pipeline right-of- way adjacent to 1101 Junipero Serra Boulevard in San Francisco, for ingress and egress purposes, for an initial term of five years.

Commissioner Werbe expressed his opinion that the best possible revenue should be obtained when leasing any piece of property. Commissioner Werbe stated that he was also concern about the contamination of the property caused by Arco or the existing tenants. Commissioners Salma and Werbe expressed their desire to discuss this further with the department to get answers to their concerns.

Commissioner Otsea made a motion to continue the item until the concerns of Commissioners Salma and Werbe are resolved, seconded by Commissioner Miller. Commissioners Salma and Werbe voted No. The motion failed. No motion was made on the item itself. The item died.

Item No. (18): Authorizing the Manager of Utilities Engineering Bureau to execute Contract Modification No. 1 for Water Department Contract No. WD-2132R1, Millbrae Shops Phase II-A, North Shop/Fuel Island, with Berrios Construction Company, Inc., increasing the contract amount by \$155,013.00 and extending contract completion time to December 31, 1994.

Commissioner Werbe expressed opposition to paying extra money if the contract modification was due to inaccuracy in the original estimate of work. Commissioner Salma expressed favor in extending time but not allowing for the extra amount of money.

A motion was made by Commissioner Otsea, seconded by Commissioner Miller to adopt the resolution. Commissioners Salma and Werbe voted no. The motion failed.

THEREUPON, THE MEETING WAS ADJOURNED TO AN EXECUTIVE SESSION: 4:25 P.M.

EXECUTIVE SESSION

The Public Utilities Commission met in executive session following the regular meeting from 4:35 p.m. to 5:05 p.m. to confer with legal counsel regarding two existing litigations. The Commission discussed the case of City and County of San Francisco v. Ameron Inc., PSG Corrosion Engineering, Inc. and Underground Construction, Inc., et.al., Superior Court No. 927-962. No action was taken by the Commission.

The Commission approved the settlement in the case of Calaveras Pipeline Settlement, Stacy & Witbeck v. CCSF (No. 417384-4). Commissioner Werbe was excused at 4:50 p.m. during the discussion of this item.

Jill R. Thompson
Acting Secretary

82
3
0/11/94

MINUTES

DOCUMENTS DEPT.

OCT 21 1994

SAN FRANCISCO
PUBLIC LIBRARY

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.

October 11, 1994

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Information Systems

Personnel and Training

System Planning and Regulatory Compliance

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:05 p.m.

Present: President Morton Miller, Vice President E. Dennis Normandy,
Commissioner Marion E. Otsea, Commissioner Yasin (Sal) Salma,
Commissioner Robert K. Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the Minutes of the Regular Meeting of September 27, 1994 were approved.

A tape of the meeting is on file in the office of the Secretary of the Public Utilities Commission.

RESOLUTION
NO.

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0242	UEB	Approving Amendment No. 1 to the Professional Services Agreement with EIP Associates for environmental consultant services extending the contract term to December 31, 1996 at no additional cost to the City and deleting the provisions relating to the South African Divestment Ordinance.
---------	-----	---

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0243	BPT	Ratifying and approving the Non Civil Service and temporary appointments and removals made by the General Manager of Public Utilities, for the month of August 1994.
---------	-----	--

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Salma, seconded by Commissioner Otsea, the following resolution was adopted:

94-0244 WD Requesting the Mayor of the City and County of San Francisco to declare Monday, October 24, 1994 as the Official 60th Anniversary of water first being delivered from Hetch Hetchy Water System to the citizens of the City and County of San Francisco.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Werbe, seconded by Commissioner Otsea, the following resolution was adopted:

94-0245 UEB Authorizing the Manager of Utilities Engineering Bureau to execute Contract Modification No. 1 for Water Department Contract No. WD-2132R1, Millbrae Shops Phase II-A, North Shop/Fuel Island, with Berrios Construction Company, Inc., increasing the contract amount by \$155,013.00 and extending contract completion time to December 31, 1994.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted in Executive Session:

94-0246 HH Directing the City Attorney to file a protest on the award of the contract for providing electrical services to the Presidio.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

ANNOUNCEMENT OF EXECUTIVE SESSION

Romaine A. Boldridge, Commission Secretary, announced that the Public Utilities Commission met in Executive Session following the meeting on September 27, 1994. The Commission did not take any action in the case of City & County of San Francisco v. Ameron Inc., PSG Corrosion Engineering, Inc. and Underground Construction Inc., et. al., Superior Court No. 927-962. The Commission approved a settlement in the case of Stacy & Witbeck v. CCSF (No. 417384-4) regarding the Calaveras Pipeline.

Commissioner Otsea made a motion, seconded by Commissioner Salma not to disclose the discussion in the Executive Session. The motion passed unanimously.

INTRODUCTION OF OLD BUSINESS BY COMMISSIONERS

Commissioner Salma directed staff to include in the lease agreement between the City and County of San Francisco Water Department and Encabo Enterprises (as lessee), a provision for the lessee to beautify the leased area. The lease under discussion was for a 3,148 square foot parcel of the San Andreas Pipeline right-of way adjacent to 1101 Junipero Serra Boulevard in San Francisco.

INTRODUCTION OF NEW BUSINESS BY COMMISSIONERS

Commissioner Salma directed staff to provide to the Commission a list of leases and permits issued by the Water Department and identify the options and the terms of each lease. Commissioner Otsea directed staff to provide a comprehensive list of land assets. The list of leases and permits would be provided before the next Commission meeting on October 25, 1994. The list of land assets would be provided later.

GENERAL MANAGER'S REPORT

Anson B. Moran, General Manager of Public Utilities, advised that reports and other information related to Cryptosporidium are available for public review within the department. Mr. Moran said that cryptosporidium in San Francisco's water system is far lower than most filtered water supplies in the country.

PUBLIC COMMENTS

John Worldie of Epoxy Contractors, requested that the Commission authorize a refund of the \$4,980 cash bid bond he submitted for Contract No. WD-2159R, Forest Hill Concrete Tank Interior Coating. The contractor did not get the award due to his inability to get the required performance and payment bonds. Joshua Milstein, Deputy City Attorney, advised that the Commission had no authority to return Mr. Worldie's bid bond; however, the Commission could make a recommendation to the Board of Supervisors. He stated that the City is legally able to withhold bid bonds to recover its costs for processing contract bids. Mr. Moran suggested scheduling this matter for discussion at the next Commission meeting. He advised that the Commission consider how Mr. Worldie's request conforms with the City's bidding and contracting process. Commissioner Miller expressed concern that action on this matter may cause a precedent in the future. Commissioner Normandy suggested that staff provide the actual costs incurred by the City in the contracting process.

Bruce Brugmann, publisher of the Bay Guardian, urged the Commission to vote to discuss the Presidio matter in an open session so that the public would know what the Commission intends to do. Mr. Brugmann stated that the Commission should protest the bid and the bidding process for the contract to supply power to the Presidio. Joshua Milstein, Deputy City Attorney, advised that the Commission cannot vote on an item introduced under Public Comment. Commissioner Miller replied that the Commission would take Mr. Brugmann's concern into consideration and would announce the results after the executive session. Commissioner Otsea expressed objections to Mr. Brugmann imposing upon the Commission to conduct the matter in open session. Commissioner Normandy refuted Mr. Brugmann's comments regarding actions of past Commissions and stated that the incumbent Commission cannot be held responsible for the actions of previous Commissions.

Item No. (10): Authorizing the General Manager of the Water Department to offer a toilet rebate program aimed at replacing toilets with ultra low-flush toilets in multiple family units throughout the City.

This matter was continued from the meeting of September 27, 1994.

Commissioner Miller made a motion, seconded by Commissioner Otsea, to amend the resolution to make the program available to all residential unit owners on a first come, first served basis. Joshua Milstein advised that the Commission cannot vote on that amendment because the original meeting notice was for multiple family housing units only. Mr. Moran explained that the intent of the program was to make it available to residential units only and not for commercial enterprises.

Commissioner Salma made a motion, seconded by Commissioner Normandy, to continue this item to the next meeting scheduled on October 25, 1994 for staff to provide a new recommendation to make the program available to all owners of residential units. The motion passed unanimously, 4-0. Commissioner Werbe was excused during the discussion of this item.

Resolution No. 94-0244: Requesting the Mayor of the City and County of San Francisco to declare Monday, October 24, 1994 as the Official 60th Anniversary of water first being delivered from Hetch Hetchy Water system to the citizens of the City and County of San Francisco.

William Laws of the Water Department stated that there would be a small ceremony and a display of historic photographs in City Hall on October 24, 1994 at 11:30 a.m.. There would also be a picnic for employees at the Pulgas Water Temple in San Mateo on October 30, 1994.

Commissioner Salma moved and Commissioner Otsea seconded to adopt the resolution. The motion passed unanimously.

THEREUPON, THE MEETING WAS ADJOURNED TO AN EXECUTIVE SESSION: 2:55 P.M.

EXECUTIVE SESSION

The Commission met in closed session from 3:05 p.m. to 3:55 p.m. in Room 287 in City Hall to confer with legal counsel regarding the Federal Energy Regulatory Commission (FERC) Project No. 2299, and the Hetch Hetchy bid to supply power to the Presidio.

The Commission reconvened to an open session at 3:56 p.m. Commissioner Miller announced that the Commission voted unanimously to file a protest on the award of the contract to supply power to the Presidio. Commissioner Otsea made a motion, seconded by Commissioner Salma, not to disclose the discussion during the closed session. The motion passed unanimously.

The Commission took no action regarding Federal Energy Regulatory Commission (FERC) Project No. 2299. The item regarding a personnel matter was not discussed.

The meeting was adjourned at 3:57 p.m.

Romaine A. Boldridge
Secretary

82
5
10/25/94

MINUTES

PUBLIC UTILITIES COMMISSION CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.
October 25, 1994

DOCUMENTS DEPT.
NOV 4 1994
SAN FRANCISCO
PUBLIC LIBRARY

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Information Systems

Personnel and Training

System Planning and Regulatory Compliance

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:05 p.m.

Present: President Morton Miller, Vice President E. Dennis Normandy, Commissioner Marion E. Otsea, Commissioner Yasin (Sal) Salma, Commissioner Robert K. Werbe

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the Minutes of the Regular Meeting of October 11, 1994 were approved.

On motion of Commissioner Werbe, seconded by Commissioner Salma, the revised Minutes of the Regular Meeting of September 13, 1994 were approved.

RESOLUTION
NO.

On motion of Commissioner Otsea, seconded by Commissioner Werbe, the following resolution was adopted:

94-0247	BF	Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of claims against the Water Department totaling \$18,800.00.
---------	----	--

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the following resolution was adopted:

94-0248	WD	Authorizing the General Manager of the San Francisco Water Department to offer a toilet rebate program as an incentive for replacing toilets with ultra low-flow flush toilets in residential units throughout the City.
---------	----	--

VOTE: AYES - Miller, Normandy, Otsea
ABSTAINED - Salma
ABSENT - Werbe

On motion of Commissioner Salma, seconded by Commissioner Normandy, the following resolution was adopted:

94-0249 WD Apportioning the suburban purchasers' residual water pursuant to Section 7.02(b)(1) of the Settlement Agreement and Master Water Sales Contract.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Werbe, seconded by Commissioner Otsea, the following resolution was adopted:

94-0250 WD Approving modification to the individual water supply contracts with Alameda County Water District and the City of Mountain View, increasing Alameda County Water District's supply assurance to 13.760 million gallons per day (MGD) and increasing Mountain View's supply assurance to 13.460 million gallons per day annual average usage.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the following resolution was adopted:

94-0251 HH Authorizing negotiation and execution of a professional services agreement with Trihey and Associates to assist Hetch Hetchy Water and Power and the San Francisco Water Department for as needed fisheries consulting services for a contract amount not to exceed \$150,000 for a contract term up to December 31, 1997.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0252 UEB Authorizing the Manager of the Utilities Engineering Bureau to negotiate and execute a professional services agreement with Olivia Chen Consultants, Inc. to provide "as needed" specialized engineering services to the Utilities Engineering Bureau for a contract amount not to exceed \$200,000.00 for a term of two (2) years.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

ANNOUNCEMENT OF EXECUTIVE SESSION

Romaine A. Boldridge, Commission Secretary, announced that the Public Utilities Commission, in an executive session held on October 11, 1994, voted unanimously to file a protest on the award of the contract to supply power to the Presidio. The Commission did not take any action on the Federal Energy Regulatory Commission (FERC) Project No. 2299 matter.

INTRODUCTION OF OLD BUSINESS BY COMMISSIONERS

William H. Laws, Director of Finance, Water Department, responded to questions raised by Commissioner Salma regarding existing leases of Water Department lands. Mr. Laws stated that there were several leases expiring that are on watershed land. They will not be renewed until after completion of the Watershed Master Plan. All existing leases are being continued on a month to month basis. There was one lease which was operating under a revocable permit pending negotiation with the new lessee of the property.

In response to questions about escalation clauses, Mr. Laws stated that rents for some agricultural leases are based on a percentage of the harvest. For non-agricultural leases the rent is tied to a consumer price index.

In response to Commissioner Salma's inquiry regarding 30-year lease terms, Mr. Laws replied that it is no longer the Department's policy to negotiate long term leases. Currently, the maximum term of a lease would be five years, except in the case of a golf course which would be discussed with the Commission.

GENERAL MANAGER'S REPORT

Anson B. Moran, General Manager of Public Utilities, reported on the ceremony held Monday, October 24, 1994 in City Hall to celebrate the 60th Anniversary of the first delivery of Hetch Hetchy water to San Francisco. The Mayor signed a proclamation declaring October 24, 1994 as Hetch Hetchy Water System Day in San Francisco.

Mr. Moran announced that James Bowen, Manager of Hetch Hetchy Water & Power Resource Management Section won the San Francisco Planning and Urban Research Association (SPUR) Efficiency Award.

Mr. Moran reported on upcoming events relating to the Ground Water Reclamation master plan that the department is developing. He said that the Fire Commission would meet today, October 25, 1994, to discuss the extension of the high pressure system and the use of reclaimed water. On November 1, 1994, Recreation and Park Commission would be hearing a presentation on the role of ground water in their master planning effort. On November 3, 1994 a resolution would be submitted by the Water Department to the Board of Supervisors requesting an extension of time in the master planning process. The Water Department would be providing a presentation to the Commission on November 8, 1994.

The following items were taken off the calendar:

Item 9(b): Awarding San Francisco Water Department Contract No. WD-2178, Cleaning of Sunset Reservoir (North Basin), in the amount of \$170,000.00 to San Luis Gonzaga Construction, Inc.

Item (14): To consider request from John Worldie of Epoxy Contractor to refund the cash bid bond submitted for Contract No. WD-2159R, Forest Hill Concrete Tank Interior Coating.

Item (15): Rescinding the award of San Francisco Water Department Contract No. WD-2159R, Forest Hill Concrete Tank Interior Coating, awarded on June 14, 1994 by PUC Resolution No. 94-0152 to Epoxy Contractors; and retaining as liquidated damages the bid security in the amount of \$4,980.00 which accompanied Epoxy Contractor's bid.

Resolution No. 94-0248: Authorizing the General Manager of the San Francisco Water Department to offer a toilet rebate program as an incentive for replacing toilets with ultra low-flow flush toilets in residential units throughout the City.

Commissioner Werbe was excused at 2:22 p.m.

The Commission unanimously passed a motion made by Commissioner Otsea, seconded by Commissioner Normandy, to excuse Commissioner Salma from voting on this matter due to possible conflict of interest.

Commissioner Otsea made a motion, seconded by Commissioner Normandy to adopt the resolution. The motion passed 3-0. Commissioner Salma abstained. Commissioner Werbe was absent.

Resolution No. 94-0249: Apportioning the suburban purchasers' residual water pursuant to Section 7.02(b)(1) of the Settlement Agreement and Master Water Sales Contract.

Commissioner Werbe returned at 2:25 p.m.during the discussion of this item.

John P. Mullane, General Manager of the Water Department, stated that the master sales agreement with suburban water agencies in 1984 contained compromises and open-ended agreements one of which was the allocation of residual water to the suburban water agencies. Mr. Mullane said that the proposed resolution would authorize the General Manager of the Water Department to apportion the residual water according to the new allocation approved by the suburban purchasers.

Doug Short, President of the Bay Area Water Users Association and General Manager of Belmont Water District, urged the Commission's approval of the allocation. He stated that all of the BAWUA member agencies have agreed to it and they would be developing a water allocation plan for suburban water agencies for use during drought periods.

Commissioner Salma moved to adopt the resolution, seconded by Commissioner Normandy. The motion passed unanimously.

Resolution No. 94-0251: Authorizing negotiation and execution of a professional services agreement with Trihey and Associates to assist Hetch Hetchy Water and Power and the San Francisco Water Department for as needed fisheries consulting services.

Lawrence T. Klein, General Manager, Hetch Hetchy Water & Power, replied to Commissioner Salma's inquiry that the City Attorney's Office made efforts to find a consultant in San Francisco with the requisite experience. However, they were unable to find any as there were not many consultants with the kind of experience required for the project.

On motion of Commissioner Otsea, seconded by Commissioner Normandy, the Commission voted unanimously to adopt the resolution.

Resolution No. 94-0252: Authorizing the Manager of the Utilities Engineering Bureau to negotiate and execute a professional services agreement with Olivia Chen Consultants, Inc. to provide "as needed" specialized engineering services.

Commissioner Werbe suggested including the bid price in the evaluation criteria for selecting consultants. He stated that it would give the City the opportunity to hire someone that could save the City money. Richard E. Brandt, Manager of Utilities Engineering Bureau, stated that the department looked at the bid prices although there was no requirement for professional services contracts to use price as a criteria. Mr. Brandt stated that the department did not consider price as a dominant criteria in this contract due to the technical nature of the job.

THEREUPON, THE MEETING WAS ADJOURNED AT: 2:40 P.M.

Romaine A. Boldridge
Secretary

MINUTES

**PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO**

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.

November 8, 1994

DOCUMENTS DEPT.

NOV 29 1994

SAN FRANCISCO
PUBLIC LIBRARY

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Information Systems

Personnel and Training

System Planning and Regulatory Compliance

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:05 p.m.

Present: President Morton Miller, Commissioner Marion E. Otsea, Commissioner Yasin (Sal) Salma

Excused: Vice President E. Dennis Normandy, Commissioner Robert K. Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the Minutes of the Regular Meeting of October 25, 1994 were approved.

RESOLUTION
NO.

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0253 GM Canceling the December 27, 1994 regular meeting of the Public Utilities Commission.

VOTE: AYES - Miller, Otsea, Salma

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0254 UEB Authorizing bid call for San Francisco Water Department Contract No. WD-2146, 8-Inch Ductile Iron Main Installation in Howard Street, Various Locations between 4th and 13th Streets, and in Russ Street between Howard and Folsom Streets.

VOTE: AYES - Miller, Otsea, Salma

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

- 94-0255 WD Recognizing Robert Buelteman, photographer, for memorializing images and natural resources of the Peninsula watershed and accepting 10 copies of the portfolio.

VOTE: AYES - Miller, Otsea, Salma

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

- 94-0256 UEB Rescinding the award of Contract WD-2159R, Forest Hill Concrete Tank Interior Coating, to Epoxy Contractors; and authorizing the Manager of Utilities Engineering Bureau to award said contract to the next lowest responsive bidder.

VOTE: AYES - Miller, Otsea, Salma

On motion of Commissioner Salma, seconded by Commissioner Otsea, the following resolution was adopted:

- 94-0257 UEB Recommending that the Board of Supervisors approve the return of the bid security submitted by Epoxy Contractors for San Francisco Water Department Contract No. WD-2159R, Forest Hill Concrete Tank Interior Coating.

VOTE: AYES - Miller, Otsea, Salma

On motion of Commissioner Otsea, seconded by Commissioner Miller, the following resolution was adopted in Executive Session:

- 94-0258 WD Authorizing the General Manager of the San Francisco Water Department to enter into an agreement with the Suburban Wholesale Water Purchasers to extend the filing date for an arbitration demand by two months to January 14, 1995, limiting negotiations to those assets identified as the San Antonio Pump Station, the Calaveras Pipeline, and the San Andreas Filter Plant and the issue of capitalized interest.

VOTE: AYES - Miller, Otsea, Salma

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

REPORT OF THE GENERAL MANAGER

Anson B. Moran, General Manager of Public Utilities, reported that the Board of Supervisors recently took actions affecting the City's relationship with Pacific Gas & Electric Co. (PG&E). The Board of Supervisors passed a resolution urging the Public Utilities Commission to look into the opportunity to sell power to various military bases that are closing and asking PUC to report to the Select Committee on Base Closures in six months. The Board of Supervisors also passed a resolution urging the Mayor to urge the Public Utilities Commission to explore the possibility of increasing franchise fees to PG&E. Mr. Moran stated that staff is reviewing the issue of whether PUC has authority to adjust franchise fees with the City Attorney. Tom Berliner, Utilities General Counsel, commented that the Commission has no jurisdiction over setting franchise fees since the franchise fee is not a utility and is not under PUC. Mr. Moran noted that the Board of Supervisors established a Select Committee on Municipalization that would review the municipalization of PG&E.

Lawrence T. Klein, General Manager of Hetch Hetchy, Water & Power, reported that the recent rain increased storage in Cherry, Eleanor and Hetch Hetchy Dams about three feet or the equivalent of approximately 10,000 acre feet of entitlement.

Mr. Moran advised that staff would be drafting a policy on land leases that would be submitted for review to the Commission.

PUBLIC COMMENT

Mai Vu of Encabo Enterprises and Michael Hallinan, representing Ms. Vu requested that the Commission not raise the rent for a piece of land they are negotiating to lease from the Water Department. President Miller directed staff to review this matter and report back to the Commission.

Item 9(c): Authorizing the General Manager of the Public Utilities Commission to execute the Tenth Amendment to the agreement with Ellison, Schneider & Lennihan (ESL) for legal services, increasing the contract amount by \$963,400.

This item was continued to the next scheduled Commission meeting.

Resolution No. 94-0255: Recognizing Robert Buelteman, photographer, for memorializing images and natural resources of the Peninsula watershed.

Robert Buelteman presented ten copies of his publication, "Unseen Peninsula" for distribution to various City departments and the Public Library. Mr. Buelteman urged the Commission to preserve the watershed for future generations and to listen to concerns of different organizations relating to the the watershed management plan.

The Commission voted unanimously to adopt the resolution.

Item No. (11): Presentation on the Groundwater and Recycled Water master plans.

Christine A. Morioka, Water Resource and Planning Manager, gave a presentation on the Groundwater and Recycled Water master plans using slides. Commissioner Otsea suggested obtaining State grant funds for the projects.

Commissioners Miller and Otsea raised concerns regarding the infusion of Hetch Hetchy into Lake Merced. John P. Mullane, General Manager, Water Department, stated that the Water Department made a previous commitment to the community and to the Board of Supervisors through the direction of the Commission to pump four feet of water into Lake Merced. The Water Department stopped inflow six weeks ago. Ms. Morioka stated that the Water Department did not use ground water as it would only exacerbate the problems of the aquifer.

Item No. (12): Authorizing the General Manager of the Public Utilities Commission to negotiate and execute a professional services agreement with Grueneich Resources Advocate (GRA).

Commissioner Salma made a motion, seconded by Commissioner Otsea, to continue this item to the next regular Commission meeting. The motion passed unanimously.

Resolution No. 94-0257: Recommending that the Board of Supervisors approve the return of the bid security submitted by Epoxy Contractors for San Francisco Water Department Contract No. WD-2159R, Forest Hill Concrete Tank Interior Coating.

Mr. Worldie representing Epoxy Contractors stated that his father was agreeable to paying the cost expended by the City in processing the contract.

Commissioner Salma made a motion, seconded by Commissioner Otsea, to adopt the resolution recommending that the Board of Supervisors approve the return of the bid security in the amount of \$4,980 less \$1,400 expended by the City. The motion passed unanimously.

ANNOUNCEMENT

Romaine A. Boldridge, Commission Secretary, announced that a public hearing will be held on November 22, 1994 to consider amending the Rules of Order of the Public Utilities Commission to provide for a temporary meeting location for the Public Utilities Commission during the closure of City Hall.

THEREUPON, THE MEETING WAS ADJOURNED TO AN EXECUTIVE SESSION:
3:29 P.M.

EXECUTIVE SESSION

The Commission met in closed session immediately following today's meeting from 3:35 p.m. to 5:28 p.m. in Room 287, City Hall.

No action was taken by the Commission in the following cases: (1) CCSF v. Stanford, Santa Clara County Superior Court No. P55676, and CCSF v. USA, United States District Court No. C94-0902; and (2) Federal Energy Regulatory Commission (FERC), Project No. 2299.

The Commission unanimously passed Resolution No. 94-0258 authorizing the General Manager of the San Francisco Water Department to enter an agreement with the Suburban Wholesale Water Purchasers to extend the filing date for an arbitration demand by two months to January 14, 1995.

Romaine A. Boldridge
Secretary

6F
282
11/22/94

DOCUMENTS DEPT.
DEC 9 1994
SAN FRANCISCO
PUBLIC LIBRARY

MINUTES
PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

Frank M. Jordan
MAYOR

REGULAR MEETING

Room 282, City Hall
2:00 P.M.

November 22, 1994

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Information Systems

Personnel and Training

System Planning and Regulatory Compliance

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 2:15 p.m.

Present: President Morton Miller, Commissioner Marion E. Otsea, Commissioner Yasin (Sal) Salma, Commissioner Robert K. Werbe

Excused: Vice President E. Dennis Normandy

On motion of Commissioner Otsea, seconded by Commissioner Salma, the Minutes of the Regular Meeting of November 8, 1994 were approved.

RESOLUTION
NO.

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0259 HH Authorizing the General Manager of Public Utilities to execute the Tenth Amendment to the agreement with Ellison, Schneider & Lennihan, for legal services, increasing the contract amount by \$963,400 for a total amount not to exceed \$4,211,900, and extending the term of the contract to December 30, 1995.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0260 HH Authorizing the General Manager of Public Utilities to negotiate and execute a professional services agreement with Grueneich Resources Advocates (GRA) to provide legal services related to power and other rate matters, for an amount not to exceed \$210,000.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0261 HH Ratifying and approving the non Civil Service and temporary appointments and removals made by the General Manager of Public Utilities for the month of September 1994.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Salma, seconded by Commissioner Otsea, the following resolution was adopted:

94-0262 GM Amending the Rules of Order of the Public Utilities Commission to provide for a temporary meeting location for the Commission at 1155 Market Street, San Francisco, California during the closure of City Hall.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0263 HH Authorizing the General Manager of the Water Department to negotiate and execute an agreement with Olivia Chen Consultants, Inc. to provide as-needed environmental consultant services for a contract amount not to exceed \$300,000 for a term of two years.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0264 UEB Authorizing bid call for Hetch Hetchy Water and Power Contract No. HH-837, Moccasin Penstock Anchor Repair.

VOTE: AYES - Miller, Otsea, Salma, Werbe

On motion of Commissioner Salma, seconded by Commissioner Otsea, the following resolution was adopted:

94-0265 UEB Authorizing bid call for Water Department Contract No. WD-2181, Bay Division Pipeline No.1, Timber Trestle Repair.

VOTE: AYES - Miller, Otsea, Salma, Werbe

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

ANNOUNCEMENT OF EXECUTIVE SESSIONS

Romaine A. Boldridge, Commission Secretary, announced that the Commission met in closed session immediately after the meeting on November 8, 1994. The Commission unanimously passed Resolution No. 94-0258 authorizing the Water Department to enter into an agreement with the suburban wholesale water users to extend the filing date for an arbitration demand to January 14, 1995. No action was taken by the Commission regarding two existing litigations: (1) CCSF v. Stanford, Santa Clara County Superior Court No. P55676 and CCSF v. USA, United States District Court No. C94-0902; and (2) Federal Energy Regulatory Commission, Project No. 2299.

The Commission met in closed session prior to the meeting of November 22, 1994 from 1:00 p.m. to 2:05 p.m.. The Commission did not take any action regarding (1) Federal Energy Regulatory Commission (FERC) Project No. 2299; and, (2) Bay Delta Hearings - D-1630.

On motion of Commissioner Otsea, seconded by Commissioner Salma, the Commission voted unanimously not to disclose the discussion in either closed session.

INTRODUCTION OF NEW BUSINESS BY COMMISSIONERS

John P. Mullane, General Manager of the Water Department, reported on two main breaks that occurred in Pacific Avenue between Hyde and Larkin Streets on Sunday, November 20, 1994. Mr. Mullane stated that the mainbreaks caused extensive damage to the pavement and undermined a major portion of the street. The Police Department provided assistance in controlling traffic in the area and the Department of Public Works assisted in the clean up.

In response to questions regarding the cause of the mainbreaks, Mr. Mullane stated that it had not been determined what caused the pipes to break.

Commissioner Otsea asked whether it would be worthwhile to send Water Department inspectors anytime other utilities are working in the street. Mr. Mullane responded that it would be costly and labor intensive to have an inspector cover all work sites relative to our exposure.

REPORT OF THE GENERAL MANAGER

Anson B. Moran, General Manager of Public Utilities, reported that he went to Washington D.C. last week to discuss the proposal for Bay Delta standards. Mr. Moran said there was real concern over the differences between the federal government and the state government with regard to their promulgating water quality standards for fish and wildlife. He said the proposal brought forward by the Urban Water agencies was well received.

Mr. Moran reported that the Republican Party's Contract with America includes a proposal for the federal government to assume control of Hetch Hetchy. He noted that the public should be made aware of the effects of this proposal.

Mr. Moran reported that the City Attorney's Office issued a memorandum regarding the use of costs of services in evaluating professional services contracts. He said that staff would implement the City Attorney's recommendations.

Resolution No. 94-0262: Public Hearing - Amending the Rules of Order of the Public Utilities Commission to provide for a temporary meeting location for the Commission during the closure of City Hall.

President Morton Miller opened the discussion for public comments. No comments were received.

The Commission unanimously passed Resolution No. 94-0262.

Item No. (11): Requesting the Mayor to recommend to the Board of Supervisors a supplemental appropriation of \$673,000 to fund the costs of planning activities, legal services and project management associated with the development of the Water Department's Bernal Property (Pleasanton Land Project).

Robert Vasconcellos, Project Manager for the Water Department, stated that the additional funding was required to obtain entitlements and a development agreement for the Bernal property and to conduct further studies to define disposition alternatives for the property. Commissioner Werbe raised concerns about the amount of funds expended to date and the budget allocated for the project. He requested that staff provide a breakdown of the scope of the project and how funds were spent to date.

Noreen Ambrose, Deputy City Attorney, responded to questions about the value of the property. She said that the property is valued at \$1-2 million as agricultural land given the current market. Ms. Ambrose said that there is the annexation issue pending with the City of Pleasanton; and the property was redesignated in the Alameda County General Plan to medium and high density residential and commercial use with some recreation uses. An appraiser would give it a higher value.

Commissioner Salma made a motion, seconded by Commissioner Otsea, to continue this matter to the next regular Commission meeting. The motion passed unanimously.

Resolution No. 94-0263: Authorizing the General Manager of the Water Department to negotiate and execute an agreement with Olivia Chen Consultants, Inc. to provide as-needed environmental consultant services.

John P. Mullane, General Manager of the Water Department, explained that Olivia Chen Consultants, Inc. was recommended for the award of this contract because of its superior qualifications. They ranked second least expensive in the hourly billing rate comparison; however, they indicated willingness to negotiate the price depending on the type of activity.

The Commission voted unanimously to adopt Resolution No. 94-0263.

Item No. (15): Awarding San Francisco Water Department Contract No. WD-2178, Cleaning of Sunset Reservoir (North Basins) in the amount of \$170,000.00 to San Luis Gonzaga Construction, Inc.; and requesting the Board of Supervisors to approve an extension of time for award.

Linda Beck, an attorney with Carr McClellan, et.al., representing Cal North Engineering Inc., spoke protesting the award of the contract to San Luis Gonzaga Construction Inc. and requested award of the contract to Cal North Engineering Inc. She stated that San Luis Gonzaga Construction, Inc. failed to meet the 18% MBE participation goal and did not have the equipment necessary to do the work. CalNorth's MBE participation goal is 18.5%.

Bayard Fong, Contract Compliance Officer for the Human Rights Commission, stated that San Luis Gonzaga qualified for the 10% combined MBE and local bid preference. Regarding the 18% MBE subcontracting goal, they listed two MBE firms totaling 17.655% and they listed a minority hardware firm showing that they had made good faith efforts to meet the subcontracting goals.

Patrick Hardy of Cal North Engineering, Inc. stated that San Luis Gonzaga Construction, Inc. did not have any equipment.

Commissioner Salma made a motion, seconded by Commissioner Otsea to continue this matter to the next regular Commission meeting. The motion passed unanimously.

THEREUPON, THE MEETING WAS ADJOURNED: 4:53 P.M.

Romaine A. Boldridge
Secretary

2
3
2/2/94

MINUTES

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

DOCUMENTS DEPT.

DEC 20 1994

SAN FRANCISCO
PUBLIC LIBRARY

Frank M. Jordan
MAYOR

SPECIAL MEETING

Room 282, City Hall

4:00 P.M.

December 2, 1994

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Information Systems

Personnel and Training

System Planning and Regulatory Compliance

Anson B. Moran
GENERAL MANAGER

Romaine A. Boldridge
SECRETARY

Call to Order: 4:05 p.m.

Present: President Morton Miller, Commissioner Marion E. Otsea,
Commissioner Yasin (Sal) Salma, Commissioner Robert K. Werbe

Excused: Vice President E. Dennis Normandy

RESOLUTION
NO.

On motion of Commissioner Werbe, seconded by Commissioner Salma, the following resolution was adopted:

94-0266	WD	Requesting the Mayor to recommend to the Board of Supervisors a supplemental appropriation of \$673,000 to fund the costs of planning activities, legal services and project management associated with the development of the Water Department's Bernal Property (Pleasanton Land Project).
---------	----	--

VOTE: AYES - Miller, Otsea, Salma, Werbe

Copies of the above resolution are on file in the office of the Secretary of the Public Utilities Commission.

THEREUPON, THE MEETING WAS ADJOURNED: 4:07 P.M.

Romaine A. Boldridge
Secretary

JAN 17 1995

SAN FRANCISCO
PUBLIC LIBRARY

MINUTES

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

**Frank M. Jordan
MAYOR**

REGULAR MEETING

**Room 282, City Hall
2:00 P.M.**

December 13, 1994

COMMISSIONERS

Morton Miller, President

E. Dennis Normandy, Vice President

Marion E. Otsea

Yasin (Sal) Salma

Robert K. Werbe

DEPARTMENTS

Water Department

Hetch Hetchy

BUREAUS

Engineering and Construction Management

Finance

Information Systems

Personnel and Training

System Planning and Regulatory Compliance

**Anson B. Moran
GENERAL MANAGER**

**Romaine A. Boldridge
SECRETARY**

Call to Order: 2:05 p.m.

Present: President Morton Miller, Vice President E. Dennis Normandy,
Commissioner Marion E. Otsea, Commissioner Yasin (Sal) Salma,
Commissioner Robert K. Werbe

On motion of Commissioner Werbe, seconded by Commissioner Salma, the Minutes of the Regular Meeting of November 22, 1994 were approved.

On motion of Commissioner Otsea, seconded by Commission Salma, the Minutes of the Special Meeting of December 2, 1994 were approved.

RESOLUTION
NO.

On motion of Commissioner Salma, seconded by Commissioner Normandy, the following resolution was adopted:

94-0267	WD	Declaring a state of emergency and requesting the Board of Supervisors to approve the expenditure of \$257,500.00 for emergency repairs to the two 12-inch water mains in Pacific Avenue between Larkin and Hyde Streets and the restoration of street pavement.
---------	----	--

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Salma, seconded by Commissioner Normandy, the following resolution was adopted:

94-0268	WD	Accepting the work performed under San Francisco Water Department Contract No. WD-2153, Repaving of Street and Sidewalk Openings for Fiscal Year ending June 30, 1994, as satisfactorily completed; approving Debit Contract Modification No. 9 in the amount of \$101,715.11; and authorizing final payment in the amount of \$251,516.29 to the contractor, A. Ruiz Construction Company & Associates, Inc.
---------	----	---

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Normandy, seconded by Commissioner Otsea, the following resolution was adopted:

94-0269 GM Establishing a Bureau of Finance.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0270 WD Awarding San Francisco Water Department Contract No. WD-2178, Cleaning of Sunset Reservoir (North Basin) in the amount of \$170,000.00 to San Luis Gonzaga Construction, Inc.; and requesting the Board of Supervisors to approve an extension of time for award.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Werbe, seconded by Commissioner Normandy, the following resolution was adopted:

94-0271 WD Authorizing the General Manager of the Water Department to extend the as-needed environmental consultant contract with Ecology and Environment, Inc. for an additional 90 days, from October 20, 1994 to January 20, 1995, to permit completion of the environmental audit of the Harry Tracy Water Treatment Plant, at no additional cost.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Werbe, seconded by Commissioner Normandy, the following resolution was adopted:

94-0272 WD Authorizing the General Manager of the Water Department to execute Amendment No. 4 to the professional services agreement with Camp Dresser and McKee, Inc. for Water Quality Planning Studies, extending the completion date to October 1, 1995 at no additional cost.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Werbe, seconded by Commissioner Salma, the following resolution was adopted:

94-0273 UEB Authorizing the Manager of the Utilities Engineering Bureau to negotiate Amendment No. 1 to the professional services agreement with Montgomery-Watson, Inc., Millbrae Water Quality Laboratory Needs Assessment and Functional Study, to perform additional work in an amount not to exceed \$110,000.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0274 UEB Authorizing the Manager of the Utilities Engineering Bureau to negotiate and execute an agreement with EIP Associates to provide environmental consulting services to the Public Utilities Commission for an amount not to exceed \$350,000.00 for a term of two years.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted:

94-0275 UEB Approving Modification No. 1 to San Francisco Water Department Contract No. WD-2161, Bay Division Pipelines Nos. 3 and 4 - Axial Slip Joints and Concrete Vault Installation, with Mendelian Construction, Inc./Stacy Witbeck Construction, Inc., to increase the Allowance for Extra Work in the amount of \$85,000.00.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

On motion of Commissioner Otsea, seconded by Commissioner Salma, the following resolution was adopted in Executive Session:

94-0276 WD Approving settlement of claim by the City of Brisbane against the Water Department for overcharges of water service.

VOTE: AYES - Miller, Normandy, Otsea, Salma, Werbe

Copies of the above resolutions are on file in the office of the Secretary of the Public Utilities Commission.

REPORT OF THE GENERAL MANAGER

Bay/Delta Standards

Mr. Anson B. Moran, General Manager of Public Utilities, reported that the State and Federal governments would issue standards for the Bay/Delta estuary on December 15, 1994. The standards being proposed deal with the environmental conditions of the Bay/Delta estuary and have been developed to protect Delta species such as smelt and winter run salmon.

Water Budgeting/Rationing

Mr. Moran presented charts showing the comparison between normal and dry years and how water is budgeted. Rationing decisions take into consideration the demands for water, natural flow entitlement, and the storage capacity of the Hetch Hetchy system. Based upon current storage levels, he stated that it is unlikely that there would be water rationing next year.

Consent Calendar Item No. 9 (a): Setting the date, time and place for a special meeting on the Recommended Preferred Alternative for the Watershed Management Plan.

This item was removed from the Consent Calendar.

Commissioner Marion E. Otsea suggested holding a meeting in San Francisco in addition to the proposed meeting in San Mateo to provide opportunity for San Francisco residents to attend the meeting.

The Commission agreed to hold the meeting in the Board of Supervisors' Chambers in City Hall in San Francisco on January 25, 1994 at 7:00 p.m. instead of the proposed meeting in San Mateo. Romaine A. Boldridge, Commission Secretary, noted that there was no need for the Commission to pass a resolution since the meeting will be held in City Hall. The Sunshine Ordinance requires 15-days notice if a meeting were to be held in a building other than where the Commission holds its regular meetings.

No action was taken by the Commission on the resolution.

Resolution No. 94-0269: Establishing a Bureau of Finance.

Mr. Moran stated that creating a separate Bureau of Finance would not result in additional costs. It would only change the Bureau's reporting responsibility from the General Manager of the Water Department to the General Manager of Public Utilities.

The Commission unanimously passed Resolution No. 94-0269.

Item No. (11): Presentation/Discussion by the City Attorney of the Rules of Order, Public Utilities Commission.

Christiane Hayashi, Deputy City Attorney, gave a brief summary of the existing Rules of Order of the Public Utilities Commission.

This item was for discussion only. No action was taken by the Commission.

Resolution No. 94-0270: Awarding San Francisco Water Department Contract No. WD-2178, Cleaning of Sunset Reservoir (North Basin) to San Luis Gonzaga Construction Inc.

Linda Beck, an attorney with Carr McClellan, et.al., representing Cal-North Engineering Inc., commented that San Luis Gonzaga Construction Inc. did not have the basic equipment, such as bobcats and conveyors to perform the work. She stated that San Luis Gonzaga did not meet the subcontracting goals of the contract.

John Mullane, General Manager, Water Department, stated that the project requires manual operation and does not require use of bobcats and conveyors.

The Commission unanimously passed Resolution No. 94-2070.

Item No. (15): Authorizing the General Manager of Public Utilities, to execute an amendment to the gravel quarry lease agreement with the Mission Valley Rock Co., as lessee, to provide for reimbursement of real property taxes and assessments to the City for approximately 204 acres of Water Department land.

Item No. (16): Authorizing the extension of the lease agreement with Pacific Nurseries of California, Inc. and Mission Valley Rock Co. for approximately 173 acres of Water Department land, a portion of Parcel 65, located in the town of Sunol in Alameda County.

Anson B. Moran, General Manager, Public Utilities Commission, recommended that Items 15 and 16 be removed from the calendar to give staff time to provide additional information to the Commissioners concerning these leases. Mr. Moran indicated that the lease agreement with Mission Valley Rock would terminate at the end of the month. The termination provision of the agreement provides that if occupancy continues beyond the term

of the lease, Mission Valley Rock would have to pay triple rent. He stated that he intended to submit to the Commission a resolution waiving that provision of the lease. Commissioners Salma and Werbe opposed waiving of any of the City's rights in this matter.

Michael L. Ohleyer, representing Mission Valley Rock, commented in response to Commissioner Salma's inquiry about the royalty fee. He said that the original royalty fee was \$0.50 per ton. The lease based on the study done by the Water Department requires a review of the royalty every five years and rate adjustments.

The Commission continued Items No. 15 and 16.

THEREUPON, THE MEETING WAS ADJOURNED TO AN EXECUTIVE SESSION: 3:53 P.M.

EXECUTIVE SESSION

The Commission met in Executive Session from 4:00 p.m. to 4:45 p.m. to confer with legal counsel regarding a claim by the City of Brisbane against the San Francisco Water Department. The Commission adopted Resolution No. 94-0276 approving settlement of the claim.

Romaine A. Boldridge
Secretary

